



ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರ

ಅಧಿಕೃತವಾಗಿ ಪ್ರಕಟಿಸಲಾದುದು

ಸಂಪುಟ - ೧೫೯
Volume - 159

ಬೆಂಗಳೂರು, ಸೋಮವಾರ, ೧೨, ಆಗಸ್ಟ್, ೨೦೨೪(ಶ್ರಾವಣ, ೨೧, ಶಕವರ್ಷ, ೧೯೪೬)
BENGALURU, MONDAY, 12, AUGUST, 2024(SHRAVANA, 21, SHAKAVARSHA, 1946)

ಸಂಚಿಕೆ ೧೫೯
Issue 159

ಭಾಗ ೪

ಕೇಂದ್ರದ ವಿಧೇಯಕಗಳು ಮತ್ತು ಅವುಗಳ ಮೇಲೆ ಪರಿಶೀಲನಾ ಸಮಿತಿಯ ವರದಿಗಳು,
ಕೇಂದ್ರದ ಅಧಿನಿಯಮಗಳು ಮತ್ತು ಅಧ್ಯಾದೇಶಗಳು, ಕೇಂದ್ರ ಸರ್ಕಾರದವರು ಹೊರಡಿಸಿದ
ಸಾಮಾನ್ಯ ಶಾಸನಬದ್ಧ ನಿಯಮಗಳು ಮತ್ತು ಶಾಸನಬದ್ಧ ಆದೇಶಗಳು ಮತ್ತು
ರಾಷ್ಟ್ರಪತಿಯವರಿಂದ ರಚಿತವಾಗಿ ರಾಜ್ಯ ಸರ್ಕಾರದವರಿಂದ
ಪುನಃ ಪ್ರಕಟವಾದ ಆದೇಶಗಳು

ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನೆ ಇಲಾಖೆ
ಅಧಿಸೂಚನೆ

ಸಂಖ್ಯೆ: ಸಂವ್ಯಾಸಾಇ ೦೮ ಕೇನಿಪ್ರ ೨೦೨೪

ಬೆಂಗಳೂರು, ದಿನಾಂಕ: ೦೮.೦೮.೨೦೨೪.

ದಿನಾಂಕ: 13.03.2024 ರಂದು ಭಾರತ ಸರ್ಕಾರದ ಗೆಜೆಟ್‌ನ ವಿಶೇಷ ಸಂಚಿಕೆಯ Part-II-
Section-3 Sub Section (i)ರಲ್ಲಿ ಪ್ರಕಟವಾದ the National Nursing and Midwifery Commission
Rules, 2024 ರ Notification-GSR 187(E) ಅನ್ನು ಸಾರ್ವಜನಿಕರ ಮಾಹಿತಿಗಾಗಿ ಕರ್ನಾಟಕ
ರಾಜ್ಯಪತ್ರದಲ್ಲಿ ಮರು ಪ್ರಕಟಿಸಲಾಗಿದೆ,-

MINISTRY OF HEALTH AND FAMILY WELFARE

NOTIFICATION

New Delhi, the 13th March, 2024

G.S.R. 187(E).—Whereas, the National Nursing and Midwifery Commission (Manner of Appointment and Nomination of Members, Secretary and Members of Autonomous Boards, their Salary, Allowances and Terms and Conditions of Service, and Declaration of Assets, Professional and Commercial Engagements) Rules, 2023 was published in the Gazette of India, Extraordinary, Part II, section 3, sub-section (i), dated the 17th November, 2023 *vide* notification number G.S.R.847 (E), dated the 17th November, 2023 in exercise of the powers conferred by sub-section (1) of section 51 of the National Nursing and Midwifery Commission Act, 2023 (26 of 2023),

inviting objections and suggestions from all the persons likely to be affected thereby, within thirty days from the date on which the copies of the Official Gazette containing the said notification were made available to the public;

And whereas, copies of the said Official Gazette were made available to the public on 17th November, 2023;

And whereas, the objections and suggestions received from the public on the said draft rules within the period specified in the said notification have been considered by the Central Government;

Now, therefore in exercise of the powers conferred by clauses (a), (b), (c), (d), (e), (f), (g), (h), (i), (j), (k), (o) and (p) of sub-section (2) of section 51 of the National Nursing and Midwifery Commission Act, 2023 (26 of 2023), the Central Government hereby makes the following rules, namely:—

1. Short title and commencement.—(1) These rules may be called the National Nursing and Midwifery Commission Rules, 2024.

(2) They shall come into force from the date of their publication in the Official Gazette.

2. Definitions.—(1) In these rules, unless the context otherwise requires,—

- (a) “Act” means the National Nursing and Midwifery Commission Act, 2023 (26 of 2023);
- (b) “Board” means an Autonomous Board constituted under section 11;
- (c) “Commission” means the National Nursing and Midwifery Commission constituted un
- (d) “Secretary” means Secretary of the Commission appointed under sub-section (1) of section 8;
- (e) “Section” means section of the Act;
- (f) “State Commission” means the State Nursing and Midwifery Commission constituted under section 23;
- (g) “State” shall include a Union territory Administration;
- (h) “zone” means any of the six zones specified in rule 4;
- (i) “whole-time Members of Commission” means the Members nominated or appointed under clauses (i), (j), (k) and (l) of section 4.

(2) Words and expressions used herein but not defined and defined in the Act, shall have the meaning assigned to them in the Act.

3. Qualifications and experience for nursing and midwifery leader.— The nursing and midwifery leader, defined under clause (q) of section 2, shall possess the following qualifications and experience, namely:—

- (a) a post graduate degree in any discipline of nursing and midwifery education from a recognised University;
- (b) be registered with the National Register or State Register; and
- (c) having experience of not less than fifteen years and holding administrative position for four years in the field of nursing and midwifery from a recognised institution or University or healthcare facility.

4. Zonal distribution of States and Union territories.— The following shall be the zonal distribution of the States and Union territories under clauses (h) and (i) of section 4, namely:—

- (a) the Northern Zone, consisting of the following four States and four Union territories, namely, Haryana, Himachal Pradesh, Punjab, Rajasthan, National Capital territory of Delhi, Chandigarh, Jammu and Kashmir and Ladakh;
- (b) the Central Zone, consisting of the following four States namely, Chhattisgarh, Uttarakhand, Uttar Pradesh and Madhya Pradesh;
- (c) the Eastern Zone, consisting of the following four States, namely, Bihar, Jharkhand, Odisha and West Bengal;
- (d) the North-Eastern Zone, consisting of the following eight States, namely, Assam, Arunachal Pradesh, Manipur, Nagaland, Mizoram, Tripura, Meghalaya and Sikkim;
- (e) the Western Zone, consisting of the following three States and one Union territory, namely, Goa, Gujarat, Maharashtra, Dadra and Nagar Haveli and Daman and Diu;
- (f) the Southern Zone, consisting of the following five States and three Union territories, namely, Andhra Pradesh, Karnataka, Kerala, Tamil Nadu, Telangana, Puducherry, Andaman and Nicobar Islands and Lakshadweep.

5. Manner of nomination of Members under clause (g) of section 4.— (1) The Central Government shall nominate three Members, not below the rank of Chief Nursing Officer or Nursing Superintendent of any of the hospitals or Dean or Principal of College of Nursing, as the case may be, from Central Government hospitals or Nursing and Midwifery Institutions of repute, for a term of two years.

(2) In the event of occurrence of vacancy, including by reason of death, resignation or removal, as the case may be, of a Member under this rule, the Central Government shall nominate another person as Member at the earliest and within three months from the date of occurrence of such vacancy and the person so nominated shall remain a member for a full term of two years.

6. Manner of nomination of Members under clause (h) of section 4.— (1) The Central Government shall nominate six Chairpersons of the State Commissions, one from each of the six zones, on rotational basis after every two years, by draw of lots on such date as may be decided by the Central Government.

(2) There shall be six draw boxes representing six zones out of which a single slip shall be picked from each of the six draw boxes.

(3) The draw of lots at every subsequent two-year interval, shall be restricted to those States or Union territories not represented as Members in the immediately preceding term.

(4) The draw of lots shall be conducted with paper slips of uniform size, colour and design bearing individual names of each State and Union territories, which shall be folded in such manner so as to preserve the confidentiality.

(5) The draw of lots shall be conducted in the presence of the Union Health Secretary.

(6) In case of vacancy in the office of a Chairperson of the State Commission, the State Government shall nominate any other Member from the State Commission as a member under this rule until a person is nominated to the post of Chairperson of the State Commission and the person so nominated as Chairperson of the State Commission shall become the member of the Commission only for the remaining term of two years.

(7) The draw of lots for members under this rule shall be held first, followed by the draw of lots under rule 7.

7. Manner of nomination of Members under clause (i) of section 4.— (1) Six Members shall be nominated to the Commission under clause (i) of section 4, from each of the six zones, from amongst nursing members of eminence, from nursing and midwifery profession of outstanding ability, proven administrative capacity and integrity, possessing a postgraduate degree in any discipline of nursing and midwifery from any University and having experience of not less than fifteen years in the field of nursing and midwifery, out of which at least seven years shall be as a nursing and midwifery leader.

(2) A single nomination shall be made, from each of the six zones, on rotation basis after every two years, by draw of lots, on such date as may be decided by the Central Government.

(3) There shall be six draw boxes representing six zones out of which a single slip shall be picked from each of the six draw boxes.

(4) The first draw of lots for nomination of Members under this rule shall be restricted to those States and Union territories not represented under rule 6 and the draw of lots at every subsequent two year interval, shall be restricted to those States or Union territories not represented as Members in the immediately preceding term.

(5) The draw of lots shall be conducted with paper slips of uniform size, colour and design bearing individual names of each State and Union territories, which shall be folded in such manner so as to preserve the confidentiality.

(6) The draw of lots shall be conducted in the presence of the Union Health Secretary.

(7) In the event of occurrence of vacancy of a Member, including by reason of death, resignation or removal, the State Government shall nominate another person in his place at the earliest and within three months and the person so nominated shall remain a Member in the Commission only for the remaining term of two years.

(8) The State Government shall, before recommending any person for appointment as a Member under this rule, satisfy itself that such person does not have any financial or other interest which is likely to affect prejudicially his functions as a Member of the Commission.

(9) The Central Government shall, within three months before the end of tenure of the Member, write to the States and Union territories, to initiate the process of filling up of the vacancy.

8. Manner of appointment of Members under clauses (j), (k) and (l) of section 4.—

(1) The Central Government shall, on the recommendations of the Search-cum-Selection Committee, appoint,—

(a) four Members under clause (j) of section 4, from amongst nursing and midwifery members of eminence, of which at least two shall be midwifery professionals, of outstanding ability, proven administrative capacity and integrity, possessing a postgraduate degree in any discipline of nursing and midwifery from any University and

having experience of not less than fifteen years in the field of nursing and midwifery, out of which at least seven years shall be as a nursing and midwifery leader;

(b) one Member under clause (k) of section 4, from amongst the charitable institutions which have been in operation for not less than fifteen years providing healthcare service and education, possessing the following qualifications and experience, namely:—

(i) possessing a post graduate degree in any discipline of nursing and midwifery from any University;

(ii) having not less than fifteen years experience in the field of nursing and midwifery, out of which at least four years shall be as a nursing and midwifery leader;

(c) one Member under clause (l) of section 4, who shall be a person of eminence, from amongst persons of ability, integrity and standing, who have special knowledge and professional experience in such areas including in management, law, medical ethics, health research, consumer or patient rights advocacy, science and technology and economics.

(2) The Members appointed under sub-rule (1) shall hold office for a term of four years.

(3) In the event of occurrence of vacancy of a Member under this rule, including by reason of death, resignation or removal, as the case may be, the Central Government shall appoint another person as Member at the earliest and within three months from the date of occurrence of such vacancy and the person so appointed shall remain a member for a full term of four years.

9. Manner of nomination of Members of Search-cum-Selection Committee under clauses (b) and (c) of sub-section (1) of section 5.—The Central Government shall appoint four experts under clause (b) and one expert under clause (c), of sub-section (1) of section 5, as Members of the Search-cum-Selection Committee, for a term of two years.

(2) In the event of occurrence of vacancy, including by reason of death, resignation or removal, as the case may be, of a Member under this rule, the Central Government shall nominate another person as member to the Search-cum-Selection Committee at the earliest and within three months from the date of occurrence of such vacancy and the person so nominated shall remain a Member in the Search-cum-Selection Committee only for the remaining term of office of two years.

10. Salaries and allowances payable to Chairperson and whole-time Members of Commission.—(1) The salary payable to the Chairperson shall be equivalent the salary admissible to an Additional Secretary to the Government of India.

(2) The salary payable to the whole-time Members of the Commission shall be equivalent to the salary admissible to an officer of the level of Joint Secretary to the Government of India.

(3) Where the Chairperson or a whole-time Member of the Commission is a retired person from the Government, semi-Government agency, public sector undertaking or recognised research institution, the salary payable together with the pension or pensionary value of the terminal benefits, or both, received by such Chairperson or whole-time Member shall not exceed the last pay drawn.

(4) Where the Chairperson or a whole-time Member of the Commission is in the service of the Central Government or a State Government or a Union territory Administration, his salary and allowances shall be regulated in accordance with the rules applicable to such Chairperson or whole-time Member in his parent cadre or department, or as per this rule, whichever is higher, and his appointment in the Commission shall be treated as being on deputation.

(5) The Chairperson and whole-time Members of the Commission shall also be entitled to dearness allowance, travelling allowances and daily allowances appropriate to their pay at the rates admissible to officers of equivalent level in the Central Government.

11. Secretary of Commission.— (1) The Central Government shall appoint a Secretary to the Commission who shall be a person of outstanding ability, proven administrative capacity and integrity and possessing the following qualifications and experience, namely:—

(i) a postgraduate degree in any discipline related to Nursing from any University or Institute; and

(ii) holding analogous post on regular basis in the present cadre or department; or

(iii) with minimum three years' regular service in level 13 in the pay matrix or equivalent thereto; or

(iv) with minimum seven years' regular service in level 12 in the pay matrix or equivalent thereto or above; and

(v) having experience in the Central Government or a State Government or any statutory body or recognised organisation or institution of not less than fifteen years in his related service or profession along with administrative experience of not less than seven years;

- (2) The salary payable to the Secretary shall be equivalent to the salary of Joint Secretary to the Government of India.
- (3) The Secretary shall be entitled for dearness allowance, travelling allowances and daily allowances appropriate to his pay at the rates admissible to Joint Secretary to the Government of India.
- (4) A person who has completed the age of fifty-five years on the date of application shall not be eligible for the post of Secretary.
- (5) The Secretary shall hold office for a term of four years or till he attain the age of sixty years, whichever is earlier.

12. Manner of appointment of second part-time Member of Board.— (1) The Central Government shall appoint a second part-time Member for each of the Boards under sub-section (6) of section 12 by draw of lots from amongst the Members nominated under clause (h) of section 4 of the Act who have given their consent to serve as second part-time Member of Board and the name of any unwilling Member shall not be included in the draw box.

(2) Three slips shall be picked from out of the six slips in the draw box containing the names of the six Members referred to in sub-rule (1).

(3) The name appearing in the first slip shall be the second part-time Member of the Nursing and Midwifery Assessment and Rating Board, the name appearing in the second slip shall be the second part-time Member of the Nursing and Midwifery Ethics and Registration Board and the name appearing in the third slip shall be second part-time Member of the Nursing and Midwifery Undergraduate and Postgraduate Board.

(4) The draw of lots shall be conducted in the presence of the Union Health Secretary.

(5) The tenure of the Members shall be co-terminus with their membership of the Commission under clause (h) of section 4.

(6) In the event of occurrence of vacancy of a Member at any time, the Central Government shall appoint another part-time Member in the manner provided in this rule.

13. Salaries and allowances payable to President and whole-time Members of Boards.— (1) The salary payable to the President and whole-time Members of Boards shall be equivalent to the salary admissible to a Joint Secretary to the Government of India.

Provided that where the President or a whole-time Member of a Board, is a retired person from the Government, semi-Government agency, public sector undertaking or recognised research institution, the salary payable together with the pension or pensionary value of the terminal benefits, or both, received by such President or whole-time Member shall not exceed the last pay drawn.

(2) Where the President or a whole-time Member is in the service of the Central Government or a State Government or a Union territory Administration, his salary and allowances shall be regulated in accordance with the rules applicable to such President or a whole-time Member in his parent cadre or department, or as per sub-rule (1), whichever is higher, and his appointment in the Commission shall be treated as being on deputation.

(3) The President and whole-time Member of a Board shall be entitled for dearness allowance, travelling allowances and daily allowances appropriate to their pay at the rates admissible to officers of equivalent level in the Central Government.

14. Sitting fee.—The ex-officio and part-time Members of the Commission and part-time Members of each Board, shall be entitled to a sitting fee of five thousand rupees for each day of sitting of the Commission or the Board as the case may be.

15. Leave.— The Chairperson, whole-time Members, Secretary and the President and whole-time Members of Board shall be entitled to—

- (a) earned leave, half pay leave and commuted leave as admissible to Central Government servants in accordance with the Central Civil Services (Leave) Rules, 1972, as amended from time to time; and
- (b) extraordinary leave as admissible to the temporary Central Government servants under the Central Civil Services (Leave) Rules, 1972, as amended from time to time.

16. Leave sanctioning authority.— (1) The Central Government shall be the authority competent to sanction leave to the Chairperson of the Commission.

(1) The Chairperson of the Commission shall be the authority competent to sanction leave to,—

- (a) whole-time Members of the Commission and the Secretary of the Commission; and
- (b) President of a Board.

(2) The President of a Board shall be the authority to sanction leave to a whole-time Member of that Board.

17. Contributory Provident Fund.— The Chairperson, whole-time Members of Commission, Secretary and the President and whole-time Members of Board, —

(a) shall be governed by the provisions of the Contributory Provident Fund Rules (India), 1962 and there shall be no option to subscribe under the General Provident Fund (Central Services) Rules, 1960;

(b) shall not be entitled to additional pension and gratuity for the service rendered by them in the Board

18. Travelling allowances to other Members.— Every other Member of the Commission other than the Members referred to in rule 10 and rule 13, including part-time Members of Boards, shall be entitled to draw travelling allowances and daily allowances at the rates admissible to an officer of the level of Joint secretary to the Government of India.

19. Application of Central Civil Services Rules.— The Chairperson, whole-time Members of the Commission, Secretary and President and whole-time Members of Boards shall be governed by the provisions of the Central Civil Service (Conduct) Rules during their tenure.

20. Declaration of assets, professional and commercial engagement or involvement.— The Chairperson, whole-time Members of the Commission, Secretary and President and Members of Boards shall—

(a) file a return of their assets and liabilities in **Form A** annexed to these rules.

(b) declare their professional and commercial engagement or involvement at the time of appointment as such Chairperson or Secretary or Member, and at the time of demitting office, in **Form B** annexed to these rules.

21. The other powers and functions of Commission.— In addition to the powers and functions of the Commission specified in section 10 of the Act, the Commission shall—

(a) undertake study to reduce the cost of nursing education in the country;

(b) suggest, among others, adoption of modern technology, intensive use of infrastructure, faculty sharing, and global best practices with a view to reduce the cost of education and make it more accessible;

(c) decide the manner of hearing appeals against the decisions of Boards:

Provided that where an appeal is filed against the decision of a Board, the President of such Board shall not participate in the appeal proceedings;

(d) while making regulations, consult all State Governments, Union territory Administrations and other stakeholders, such as, association of dental professionals, association of resident dentists and patient rights bodies;

(e) give wide publicity to the draft regulations by placing it on the website of the Commission for a period of thirty days and considering the objections or suggestions as may be received from the general public:

Provided that the final draft of the regulations shall be finalised in consultation with the Legislative Department through the Ministry of Health and Family Welfare;

(f) endorse a copy of each major decision taken by the Commission to the Ministry of Health and Family Welfare through its Secretary and publish it on the website of the Commission;

(g) furnish such information or report to the Central Government as may be required by the Central Government from time to time

22. Compensation payable to erstwhile employees of Indian Nursing Council.— (1) The Commission shall decide on the premature termination and compensation payable to the regular employees of the erstwhile Indian Nursing Council within a period of one year as provided in sub-section (5) of Section 56.

(2) An employee of the erstwhile Indian Nursing Council, unless **continued** with the Commission on contract basis, shall be paid an advance amount equivalent to three months' salary at the time of termination of his service which shall be deducted from the total compensation package.

(3) An employee of the erstwhile Indian Nursing Council who is not **continued** with the Commission, shall be paid compensation package including pensionary benefits applicable to such employee as per the terms and conditions of his service at the time of his appointment in the erstwhile Indian Nursing Council.

Form A

[See rule 20(a)]

DECLARATION OF ASSETS AND LIABILITIES

Details of immovable property

Name (in block letters)	Name of District, Sub-Division, Taluk & Village or City in which property is situated (full location & postal address)	Name and Details of Property, Housing, Lands and Other Buildings	Cost of construction/Acquirement (and year when purchased) including of land in case of house	Present Value *	How acquired, whether by purchase, lease **, mortgage, inheritance, gift or otherwise with date of acquisition & name with details of person(s) from whom acquired	Annual Income from Property	Remarks
Self							
Spouse							
Dependent							

DECLARATION

I,hereby declare that the information given above is true and correct to the best of my knowledge and belief.

In the event of any change in the information given above, I undertake to intimate the same.

Yours faithfully,

Signature/thumb impression

Date:

Form B

[See rule 20 (b)]

Statement of professional and commercial engagements or involvement
on first appointment and at the time of demitting office

Sl.No	Relation	Name	Professional position held in last three years from the date of declarations, if any	Commercial engagements or involvement held in last three years from the date of declarations, if any
1	Self			
2	Spouse			
3	Dependent-1			
4	Dependent-2			
5.*	Dependent-3			

Date.....

Signature.....

[F. No. Z.16015/08/2023-N]
Dr. VIPUL AGGARWAL, Jt. Secy.

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆದೇಶಾನುಸಾರ
ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ
(ಅಭೀಫಾ ಉಸ್ತಾನಿ)
ಸಹಾಯಕ ಪ್ರಾರೂಪಕಾರ ಮತ್ತು ಪದನಿಮಿತ್ತ
ಸರ್ಕಾರದ ಉಪ ಕಾರ್ಯದರ್ಶಿ
ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು
ಶಾಸನ ರಚನೆ ಇಲಾಖೆ

PR-42

**ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನೆ ಇಲಾಖೆ
ಅಧಿಸೂಚನೆ**

ಸಂಖ್ಯೆ: ಸಂವ್ಯಶಾಇ 11 ಕೇನಿಪ್ರ 2024

ಬೆಂಗಳೂರು, ದಿನಾಂಕ: 08.08.2024.

ದಿನಾಂಕ: 07.06.2024 ರಂದು ಭಾರತ ಸರ್ಕಾರದ ಗೆಜೆಟ್‌ನ ವಿಶೇಷ ಸಂಚಿಕೆಯ Part-II-
Section-3 Sub Section (i)ರಲ್ಲಿ ಪ್ರಕಟವಾದ the Honey Grading and Marking Rules, 2024 ರ
Notification-GSR 316(E)ನ್ನು ಸಾರ್ವಜನಿಕರ ಮಾಹಿತಿಗಾಗಿ ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರದಲ್ಲಿ ಮರು
ಪ್ರಕಟಿಸಲಾಗಿದೆ,-

MINISTRY OF AGRICULTURE AND FARMERS WELFARE

(Department of Agriculture and Farmers Welfare)

NOTIFICATION

New Delhi, the 7 June, 2024

G.S.R. 316(E).—Whereas the draft of the Honey Grading and Marking Rules, 2023, was published under section 3 of the Agricultural Produce (Grading and Marking) Act, 1937 (1 of 1937) in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i), vide number G.S.R. 876(E), dated the 6th December, 2023, inviting objections and suggestions from all persons likely to be affected thereby within forty-five days from the date on which copies of the said notification published in the Gazette of India, were made available to the public;

And whereas, the copies of the said notification were made available to the public on 06th December, 2023;

And whereas, the objections and suggestions received from the public in respect of the said draft rules have been duly considered;

Now, therefore, in exercise of the powers conferred by sub-section (1) of section 3 of the Agricultural Produce (Grading and Marking) Act, 1937 (1 of 1937), and in supersession of the Honey Grading and Marking Rules, 2008, except as respect things done or omitted to be done before such supersession, the Central Government hereby makes the following rules, namely:-

1. Short title, application and commencement. - (1) These rules may be called the Honey Grading and Marking Rules, 2024.
(2) They shall apply to following types of Honey intended for human consumption, namely:-
 - (a) Blossom Honey or Nectar Honey;
 - (b) Carvia Callosa Honey;
 - (c) Honeydew Honey
- (3) They shall come into force on the date of their final publication in the Official Gazette.

2. Definitions.- (1) In these rules, unless the context otherwise requires,-
 - (a) "Act" means the Agricultural Produce (Grading and Marking) Act, 1937 (1 of 1937);
 - (b) "Agricultural Marketing Adviser" means the Agricultural Marketing Adviser to the Government of India;
 - (c) "authorised packer" means a person or a body of persons who has been granted a certificate of authorisation to grade and mark Honey with the grade standards and procedure prescribed under these rules and the General Grading and Marking Rules, 1988;
 - (d) "certificate of authorisation" means a certificate issued under the provisions of the General Grading and Marking Rules, 1988, authorising a person or a body of persons to grade and mark Honey with the grade designation mark;
 - (e) "General Grading and Marking Rules" means the General Grading and Marking Rules, 1988 made under section 3 of the Agricultural Produce (Grading and Marking) Act, 1937 (1 of 1937);
 - (f) "Grade designation mark" means "Agmark insignia" referred to in rule 3;
 - (g) "Honey" is the natural sweet substance produced by honey bees from the nectar of plants or from secretions of living parts of plants or excretions of plant sucking insects on the living parts of plants, which the bees collect, transform by combining with specific substances of their own, deposit, dehydrate, store and leave in the honey comb to ripen and mature and includes,-
 - (a) Blossom Honey or Nectar Honey is the Honey which comes from nectars of plants;
 - (b) Carvia Callosa Honey is the Honey derived from the flowers of the Carviacallosa plant which is described as thixotropic and is gel like extremely viscous when standing still and turns into liquid when agitated or stirred;
 - (c) Honeydew Honey is the Honey which comes mainly from excretion of plant sucking insects (Hemiptera) on the living parts of plants or secretions of living parts of plants.
 - (h) "Legal Metrology (Packaged Commodities) Rules" means the Legal Metrology (Packaged Commodities) Rules, 2011, made under the Legal Metrology Act, 2009 (1 of 2010); and
 - (i) "Schedule" means the Schedules appended to these rules.
- (2) The words and expressions used and not defined in these rules but defined in the Agricultural Produce (Grading and Marking) Act, 1937 or the General Grading and Marking Rules, 1988 or the Legal Metrology (Packaged Commodities) Rules, 2011 shall have the meanings respectively assigned to them under the said Act or the rules.
3. Grade designation mark.- The grade designation mark shall consist of "AGMARK Insignia" incorporating the certificate of authorisation number, the word "AGMARK", the name of commodity and a grade designation resembling the design specified in Schedule-I.
4. Grade designation. - The grade designation to indicate the quality of Honey shall be such as specified in Schedule- II.
5. Quality. - The quality of Honey shall be such as specified in Schedule- II.
6. Method of packing. - (1) The Honey shall be packed in packaging material in accordance with the provisions of the Food Safety and Standards (Packaging) Regulations, 2018 and the Legal Metrology (Packaged Commodities) Rules.
 - (2) The Honey shall be packed in sizes in accordance with the provisions of the Legal Metrology (Packaged Commodities) Rules or as approved by the Agricultural Marketing Adviser in accordance with rule 11 of the General Grading and Marking Rules.
 - (3) The containers shall not be composed wholly or partly of any poisonous or deleterious substances which renders the contents injurious to health.
 - (4) The containers shall be free from insect infestation, fungus contamination and should not impart any obnoxious and undesirable odour or flavour to the product.

- (5) The screwed caps shall be made of non-corrosive and non-reactive material to the product.
 - (6) The graded material of small pack sizes of the same lot or batch and grade may be packed in a master container with complete details thereon along with grade designation mark.
 - (7) Each package shall contain Honey of the same type and of the same grade designation.
 - (8) Each package shall be properly and securely closed and sealed so as to disallow spilling.
7. Method of marking and labeling.- (1) The grade designation mark shall be securely affixed to or clearly and indelibly printed on each package or container in the manner approved by the Agricultural Marketing Adviser or an officer authorised by him in this behalf in accordance with rule 11 of the General Grading and Marking Rules.
- (2) The Honey shall be marked on packaging in accordance with the provisions of the Food Safety and Standards (Labeling and Display) Regulations, 2020.
 - (3) In addition to the grade designation mark, the following particulars shall be clearly and indelibly marked on each package or container, namely:-
 - (a) name of the commodity;
 - (b) C.A. number;
 - (c) grade;
 - (d) variety or trade name (optional);
 - (e) lot or batch number;
 - (f) date of manufacture or packaging;
 - (g) nutritional information;
 - (h) net quantity;
 - (i) name and address of the authorised packer (printed and/or scannable);
 - (j) maximum retail price (inclusive of all taxes);
 - (k) expiry or use by date;
 - (l) storage condition, if any; and
 - (m) any other particulars as may be specified under the Legal Metrology (Packaged Commodities) Rules or under the Food Safety and Standards (Packaging) Regulations, 2018 and the Food Safety and Standards (Labeling and Display) Regulations, 2020 or any notification issued under any law for the time being in force or any instructions issued there under.
 - (4) The ink used for marking on packages shall be of such quality which shall not contaminate the Honey.
 - (5) As per the labeling provisions made under the Food Safety and Standards (Packaging) Regulations, 2018 and the Food Safety and Standards (Labeling and Display) Regulations, 2020, honey shall be labeled as:-
 - (a) Honeydew Honey - if the product complies with the definitions given in clause (g) of rule 2;
 - (b) Blend of Honeydew Honey and Blossom Honey – if the product is a mixture of Blossom or Nectar Honey and Honeydew Honey;
 - (c) Carvia Callosa Honey - if the product complies with the definitions given in clause (g) of rule 2;
 - (d) if the Honey is obtained by pressing broodless combs, honey shall be labeled as “Pressed Honey”. If honey belongs to any of the categories mentioned in sub-rule (4) above and also falling into the category of Pressed Honey, it shall be labeled as “Pressed Honeydew Honey” or “Pressed and Blend of Honeydew Honey and Blossom Honey” or “Pressed Carvia Callosa Honey”;
 - (e) The Honey may be designated according to floral or plant source, if it comes wholly or mainly from any particular source and has the organoleptic, physicochemical and microscopic properties corresponding with that origin and categorized as under:-

Explanation. - for the purpose of this rule,-

- (i) Monofloral Honey - if the minimum pollen content of the plant species concerned is not less than forty-five percent of total pollen content;
 - (ii) Multi Floral Honey - if the pollen content of any of the plant species does not exceed forty-five percent of the total pollen content.
- (6) The authorised packer may, after obtaining prior approval of the Agricultural Marketing Adviser or an officer authorised by him in this behalf, mark his private trade mark or trade brand on the graded packages provided the same do not indicate quality other than that indicated by the grade designation mark affixed to the graded packages in accordance with these rules.
8. Special conditions for grant of certificate of authorisation. - In addition to the conditions specified in sub-rule (8) of rule 3 of the General Grading and Marking Rules, every authorised packer shall comply with the conditions specified under these rules, namely:-
- (i) the authorised packer shall either set up his own laboratory as per norms provided under rule 8 of the General Grading and Marking Rules or have access to an approved State Grading Laboratory or cooperative or association laboratory or a private commercial laboratory manned by a qualified chemist approved by the Agricultural Marketing Adviser or an officer authorised by him in this behalf under rule 9 of the General Grading and Marking Rules for testing the quality of Honey;
 - (ii) the premises of authorised packer shall be maintained in hygienic and sanitary condition with proper ventilation and well lighted arrangement and the personnel engaged in these operations shall be in sound health and free from any infectious, contagious or communicable diseases;
 - (iii) the premises of the authorised packer shall have adequate storage facilities with pucca floor and free from dampness, any kind of cracks and crevices, rodent and insect infestation;
 - (iv) the authorised packer and the approved chemist shall observe all instructions regarding testing, grading, packing, marking, sealing and maintenance of records which may be issued by the Agricultural Marketing Adviser or an officer authorised by him in this behalf in accordance with the General Grading and Marking Rules from time to time;
 - (v) the surrounding area or environment shall be free from objectionable odour, smoke, dust or air borne pathological contaminations; and
 - (vi) all equipments and utensils shall be made of food grade stainless steel only.

SCHEDULE-I

Design of Agmark Insignia

(See rule 3)



NAME OF COMMODITY _____

GRADE _____

Note: C.A. number may be printed either

- (a) inside the Agmark insignia; or
- (b) C.A. No. with words "see label" (replacing number place), then CA No. to be either preprinted or inkjet printed at prominent place on label.

SCHEDULE-II

(See rules 4 and 5)

Grade designation and quality of honey

1. "Honey" is the natural sweet substance produced by honey bees from the nectar of plants or from secretions of living parts of plants or excretions of plant sucking insects on the living parts of plants, which the bees collect, transform by combining with specific substances of their own, deposit, dehydrate, store and leave in the honey comb to ripen and mature.
2. Minimum requirements:
 - (i) Honey shall be-
 - (a) well ripened, natural product produced by honeybees;
 - (b) having sweet flavour, pleasant aroma and taste characteristic to variety;
 - (c) possess uniform colour, varying from light golden to dark brown depending upon the source;
 - (d) free from visible mould, inorganic or organic matters such as insects, insect debris, brood or grains of sand dirt, pieces of beeswax, the fragments of bees and other insects and from any other extraneous matter;
 - (e) free from any added food additives such as colour, vitamins, minerals, saccharin and suspended particles;
 - (f) free from toxic substances arising from the micro-organisms or plants which may constitute a hazard to health;
 - (g) free from any objectionable flavour, aroma or taint absorbed from foreign matter during its processing and storage;
 - (ii) honey shall not have begun to ferment or effervesce;
 - (iii) filtration is permitted to remove objectionable matter provided sufficient pollen grains which characterized the honey are retained;
 - (iv) honey may be strained clear through a double thickness of muslin cloth or mesh or filter of suitable fineness at a temperature below 65°C to remove all type of extraneous matter;
 - (v) honey shall not be heated to such an extent that its essential composition is changed or its quality is impaired;
 - (vi) for domestic trade, it shall comply with the restrictions in regard to residual levels of metal contaminants, antibiotic residues, pesticide residues, microbial requirements, naturally occurring toxic substances and other food safety requirements as specified under the regulations made under the Food Safety and Standards Act, 2006 (34 of 2006);
 - (vii) for export trade, it shall comply with the residual limits of heavy metals, antibiotic residues, pesticides and other food safety requirements as laid down by the Codex Alimentarius Commission or importing countries requirement for export.
3. Criteria for grade designation:

TABLE

Sl. No.	Parameters	Grade designation		
		Special	Standard	General
1	Specific gravity at 27 °C, (Minimum)	1.40	1.37	1.35
2	Moisture, percentage by mass, (Maximum)	20.0	20.0	20.0
3	Total reducing sugars, percentage by mass, (Minimum)			
	For the Honey not listed below	70.0	65.0	65.0
	Carvia- callosa and Honeydew honey	60.0	60.0	60.0
	Blends of Honeydew honey with blossom honey	45.0	45.0	45.0

4	Sucrose, percentage by mass, (Maximum)			
	For the Honey not listed below	5.0	5.0	5.0
	Carvia-callosa & Honeydew honey	10.0	10.0	10.0
5	Fructose and Glucose ratio (F/G Ratio)	1.00-1.50	0.95-1.50	0.95-1.50
6	Total Ash, percentage by mass, (Maximum)	0.50	0.50	0.50
7	Acidity expressed as formic acid, percentage by mass, (Maximum)	0.20	0.20	0.20
	Free Acidity Milli equivalents acid/1000g, (Maximum)	50	50	50
8	Hydroxy Methyl Furfural (H.M.F.) mg/kg (Maximum)	80	80	80
9	Diastase activity in schade units per gram, (Minimum)	3.0	3.0	3.0
10	Water insoluble matters percentage (Maximum)			
	c) For the Honey not listed below	0.10	0.10	0.10
	d) For Pressed honey	0.50	0.50	0.50
11	C4 Sugar, per cent by mass, Max.	7.0	7.0	7.0
12	Total count of pollen and plant elements/g			
	Apiary Honey (Maximum)	15,000	25,000	50,000
	Squeezed Honey (Minimum)	5,000	5,000	5,000
13	2-Acetylfructan-3-Glucopyranoside (2-AFGP) as Marker for Rice Syrup	Absent ³	Absent ³	Absent ³
14	Foreign oligosaccharides (Max. Percent Peak Area)	0.7	0.7	0.7
15	Proline, mg/kg, Minimum	180.0	180.0	180.0
16	Electrical Conductivity			
	Honeys not listed under Honeydew, Max.	0.8 mS/cm	0.8 mS/cm	0.8 mS/cm
	Honeys listed under Honeydew, Min.	0.8 mS/cm	0.8 mS/cm	0.8 mS/cm
17	(a) $\Delta\delta^{13}\text{C}$ Max ² . (Maximum difference between all measured $\delta^{13}\text{C}$ values); per mil (‰)	± 2.1	± 2.1	± 2.1
	(b) $\Delta\delta^{13}\text{C}$ Fru – Glu (The difference in $^{13}\text{C}/^{12}\text{C}$ ratio between fructose and glucose); per mil(‰)	± 1.0	± 1.0	± 1.0
	(c) $\Delta\delta^{13}\text{C}$ Protein – Honey (The difference in $^{13}\text{C}/^{12}\text{C}$ between honey and its associated protein extract); per mil(‰)	≥ -1.0	≥ -1.0	≥ -1.0
18	Optical Density at 660 nm (Maximum)	0.30	0.30	0.30
19	Fiehe's Test	Negative	Negative	Negative
20	Aniline Chloride Test	Negative	Negative	Negative

**

Note:

1. If Fiehe's test is positive, but Hydroxy Methyl Furfural (H.M.F.) content is below 80 p.p.m. then honey may be accepted.
2. $\Delta\delta^{13}\text{C}$ Max. is the maximum difference observed between all possible isotopic ratios measured ($\Delta\delta^{13}\text{C}$ fructose-disaccharides/ $\Delta\delta^{13}\text{C}$ fructose-trisaccharides/ $\Delta\delta^{13}\text{C}$ fructose -protein/ $\Delta\delta^{13}\text{C}$ glucose-disaccharides / $\Delta\delta^{13}\text{C}$ glucose-trisaccharides/ $\Delta\delta^{13}\text{C}$ glucose-protein/ $\Delta\delta^{13}\text{C}$ disaccharides-trisaccharides/ $\Delta\delta^{13}\text{C}$ disaccharides-protein / $\Delta\delta^{13}\text{C}$ trisaccharides-protein).
3. Minimum Required Performance Level- 1mg/kg
4. Other requirements:
 - (i) Honey shall be homogeneous. It may be warmed before use, if granulated;

(ii) Honey shall be stored in cool and dry place maintained in hygienic condition.

Explanation for the purpose of the Table,-

- (a) "Apiary honey" is honey produced from domesticated beehives.
- (b) "Blossom honey" or "Nectar honey" is honey which comes from nectar of plants.
- (c) "Carvia Callosa honey" is honey derived from flowers of the Carviacallosa plant which is described as thixotropic and is gel like extremely viscous when standing still and turned into liquid when agitated or stirred.
- (d) "Extracted honey" is honey obtained by centrifuging decapped broodless combs; or without the application of moderate heat.
- (e) "Honeydew honey" is honey which comes mainly from excretions of plant sucking insects (*Hemiptera*) on the living parts of plants or secretions of living parts of plants.
- (f) "Squeezed honey" or "Pressed Honey" is honey obtained by pressing or squeezing of broodless combs.

(F.No. Q-11047/05/Honey/2021-Std)

FAIZ AHMED KIDWAI, Addl. Secy. (Marketing)

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆದೇಶಾನುಸಾರ
ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ
(ಅಭೀಫಾ ಉಸ್ತಾನಿ)
ಸಹಾಯಕ ಪ್ರಾರೋಪಕಾರ ಮತ್ತು ಪದನಿಮಿತ್ತ
ಸರ್ಕಾರದ ಉಪ ಕಾರ್ಯದರ್ಶಿ
ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು
ಶಾಸನ ರಚನೆ ಇಲಾಖೆ

PR-43

**ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನೆ ಇಲಾಖೆ
ಅಧಿಸೂಚನೆ**

ಸಂಖ್ಯೆ: ಸಂವ್ಯಶಾಇ 12 ಕೇನಿಪ್ರ 2024

ಬೆಂಗಳೂರು, ದಿನಾಂಕ: 08.08.2024.

ದಿನಾಂಕ: 07.06.2024 ರಂದು ಭಾರತ ಸರ್ಕಾರದ ಗೆಜೆಟ್‌ನ ವಿಶೇಷ ಸಂಚಿಕೆಯ Part-II-
Section-3 Sub Section (i)ರಲ್ಲಿ ಪ್ರಕಟವಾದ the Cinematograph (Adjudication of Penalty)
Rules, 2024ರ Notification-GSR 317(E)ನ್ನು ಸಾರ್ವಜನಿಕರ ಮಾಹಿತಿಗಾಗಿ ಕರ್ನಾಟಕ
ರಾಜ್ಯಪತ್ರದಲ್ಲಿ ಮರು ಪ್ರಕಟಿಸಲಾಗಿದೆ,-

MINISTRY OF INFORMATION AND BROADCASTING**NOTIFICATION**

New Delhi, the 7th June, 2024

G.S.R. 317(E)- In exercise of the powers conferred by sub-clause (cc) and sub-clause (cd) of sub-section (2) of section 8 of the Cinematograph Act, 1952 (37 of 1952), the Central Government hereby makes the following rules, namely :—

1. Short title and commencement. (1)—These rules shall be called the Cinematograph (Adjudication of Penalty) Rules, 2024.

(1) They shall come into force on the date of their publication in the Official Gazette.

2. Definitions. (1)— In these rules, unless the context otherwise requires-

- (i) “Act” means the Cinematograph Act, 1952;
- (ii) “authorised officer” means an officer appointed by either the Central Government or the relevant State Government under sub-rule (1) of rule 3;
- (iii) “appellate authority” means an officer referred to in sub-rule (1) of rule 8; and
- (iv) “section” means any section of the Act.

(2) Words and expressions used in these rules but not defined, and defined in the Act shall have the meanings respectively assigned to them in the Act.

3. Appointment of the authorised officer. (1) The Central Government may, by an order published in the Official Gazette, appoint such number of officers of the Central Government, not below the rank of Under Secretary, as authorised officers for adjudging penalty under the provisions of the Act.

(2) The State Government may, by an order published in the Official Gazette, appoint such number of officers of the State Government, not below the rank of an Additional District Magistrate or Additional Collector or Additional Deputy Commissioner of a District or Under Secretary in the State Government, as authorised officers for adjudging penalty under the provisions of the Act.

4. Powers of the authorised officer. The authorised officer shall exercise the following powers, namely:-

- (i) to enter the place of exhibition or authorise any officer to enter the place of exhibition and to report the violation, if any;
- (ii) to summon and enforce the attendance of any person acquainted with the facts and circumstances of the case after recording reasons in writing; and
- (iii) to order for evidence, including video surveillance footage, ticket scans or to produce any document, which in the opinion of the authorised officer may be relevant to the subject matter.

5. Factors to be considered for adjudication of penalty. While adjudicating the quantum of penalty, the Authorised Officer shall have due regard to the following factors, namely:-

- (i) nature of the violation;
- (ii) the amount of disproportionate gain or unfair advantage, wherever quantifiable, made as a result of the violation.
- (iii) repetition of the violation; and
- (iv) balance of hardships.

6. Procedure for levying penalties. —

- (1) Before adjudging the penalty, the authorised officer shall issue a show cause notice to the person who is in default, to show cause within such period as may be specified in the notice (not being less than fifteen days and not more than thirty days from the date of service thereon), providing the reasons for which the penalty should not be imposed upon.
- (2) Every notice issued under sub-rule (1) shall, -
 - (i) clearly indicate the nature of violation alleged to have been committed or made by the person under the Act; and
 - (ii) draw attention to the relevant penalty provisions of the Act.
- (3) The reply to show cause notice shall be filed within the period specified in the notice which may be extended by the authorised officer, for reasons to be recorded in writing, by a further period not exceeding fifteen days, if the person satisfies the authorised officer that

such person has sufficient cause for not responding to the notice within stipulated period or if the authorised officer has reason to believe that the person has received a shorter notice and did not have reasonable time to respond.

- (4) After considering the reply to show cause notice provided by the person, if the authorised officer is of the opinion that physical appearance is required, the authorised officer shall issue a notice, within ten working days from the date of receipt of the reply, fixing a date for appearance of the person, either personally, or through authorised representative.
- (5) If any person, to whom a notice is issued under sub-rule (1), desires to make an oral representation, whether personally or through their authorised representative and has indicated the same in the reply to show cause notice, the authorised officer shall allow such person to make such representation after fixing a date of appearance.
- (6) After giving a reasonable opportunity of being heard to the person concerned on the date fixed for hearing, the authorised officer may, subject to reasons to be recorded in writing, pass any order in writing, including an order for adjournment.
- (7) After the hearing, the authorised officer may require the concerned person to submit a written reply on any other issues relevant to the determination of the violation.
- (8) If any person fails to reply to the show cause notice issued under sub-rule (1) or sub-rule (4) or refuses to appear as required under sub-rule (5), the authorised officer may pass an order imposing the penalty in the absence of such a person after recording the reasons for doing so.

7. Passing and disclosure of the order of penalty. (1) The authorised officer shall pass an order deciding penalty, within ninety days from the date of issue of notice under sub-rule (1) of rule 6.

- (2) If an order is passed after the expiry of the period of ninety days as specified under sub-rule (1), the reasons for the delay shall be recorded by the authorised officer in writing.
- (3) No order passed by the authorised officer shall be invalid merely for the reason of delay in passing of order by the authorised officer.
- (4) Every order of the authorised officer shall be duly dated and signed by the authorised officer and shall clearly state the relevant facts, basis of the decision including the reasons for requiring the physical appearance under sub-rule (4) of rule 6.
- (5) The authorised officer shall send a copy of the order passed under sub-rule (1), without delay, to the following parties, namely: -
 - (a) the concerned person who is in violation or any other person concerning the violation;
 - (b) the licensing authority under section 11 of the Act; and
 - (c) the Chairman of the Central Board of Film Certification.
- (6) A copy of the order passed under sub-rule (1) shall also be uploaded on the website of Central Board of Film Certification.

8. Appellate authority.

- (1) An appeal against the order of the authorised officer passed under sub-rule (1) of rule 7 shall be filed in writing before the deputy secretary or director to the Central Government (where the authorised officer is the under secretary) or the district magistrate of the relevant district (where the authorised officer is the additional district magistrate).
- (2) Any appeal filed under sub-rule (1) shall be accompanied by a certified copy of the order against which the appeal is sought.
- (3) An appeal under sub-rule (1) must be filed within thirty days from the date on which a copy of the order of penalty made by the authorised officer under sub-rule (1) of rule 7 is received by the concerned person and, where justified, delay may be condoned by the appellate authority up to thirty days more, with reasons to be recorded in writing.
- (4) Any appeal under sub-rule (1) shall be filed in the form annexed to these rules accompanied by such fees as may be specified by the Central Government.
- (5) Where the aggrieved person is represented by an authorised representative, a copy of such authorisation in favour of the representative, in the form of an authorization letter, and the written consent of such authorised representative, shall be appended to the appeal.

- (6) An appeal filed under sub-rule (1) of this rule shall not seek relief against more than one order unless the reliefs prayed for under the appeal are consequential.

9. Procedure for appeal.

- (1) The Appellate Authority shall serve a notice along with a copy of the appeal, to the authorised officer against whose order the appeal has been preferred, requiring such authorised officer to file a reply within a period not exceeding twenty one days from the date of receipt of the notice.
- (2) Where an appeal is found to be defective, the appellate authority may allow the appellant not less than fourteen days following the date of receipt of intimation by the appellant from the appellate authority about the nature of the defects, to rectify the defects.
- (3) If the appellant fails to rectify the defects, the appellate authority may by order and for reasons to be recorded in writing, decline to register such appeal and communicate such refusal to the appellant within a period of seven days from the date of expiry of the time specified under sub-rule (2).
- (4) The appellate authority may, for reasons to be recorded in writing, extend the period referred to in sub-rule (1), by a further period of twenty one days, if the authorised officer satisfies the appellate authority that there was sufficient cause for delay in filing reply to the appeal.
- (5) A copy of every reply, application or written representation filed by the authorised officer before the appellate authority shall be simultaneously served on the appellant, by the authorised officer.
- (6) The appellate authority shall issue notice of hearing of appeal to the appellant and the authorised officer, at least fifteen days before the date of hearing of the appeal.
- (7) The appellate authority may, at the time of hearing of an appeal, allow an appellant to add any ground of appeal not specified in the form of appeal annexed to the rules, if it is satisfied that the omission of that ground from the grounds of appeal was not wilful or unreasonable.
- (8) The appellate authority may fix a date for hearing and after making such further inquiry as may be necessary and subject to the reasons to be recorded in writing, pass any order as it thinks fit.
- (9) If the appellant or the authorised officer fails to appear on the date fixed for hearing, the appellate authority may pass an order in the absence of such person, after recording the reasons for passing such order.
- (10) The appellate authority shall, where it is possible to do so, hear and decide every appeal within a period of six months from the date of receipt of the appeal.
- (11) Where the issuance of order is stayed by an order of a court, the period of such stay shall be excluded in computing the period of six months for deciding the appeal.
- (12) Every order passed under this rule shall be dated and signed by the appellate authority.
- (13) A certified copy of every order passed by the appellate authority shall without delay be communicated to the authorised officer, the appellant, and the Chairman, Central Board of Film Certification.

10. Method of making payment of penalty.

The penalty shall be paid through the e-cinemapramaan portal only.

11. Consolidated Fund of India.

All sums realised by way of penalties under the Act shall be credited to the Consolidated Fund of India.

Annexure

[See sub-rule (4) of rule 8]

FORM OF APPEAL**Particulars Of the Appeal**

In the matter of appeal against the order made by.....on date.....

1. Details of the appellant:

- (a) Full name of the appellant:
- (b) Address of the appellant:
- (c) Email ID of the appellant:

2. Details of the authorised officer:

- (a) Name of the authorised officer:
- (b) Address of the authorised officer:
- (c) Email ID of the authorised officer:

3. Appeal against order no.:

4. Section under which the penalty was imposed:

5. Facts of the case in brief:

6. Grounds for appeal:

7. Penalty imposed (in rupees):

8. Relief sought:

9. Attachments:

- (a) Certified copy of the order
- (b) Certified copy of authorisation letter for the authorised representative (if any)
- (c) Any other attachments relevant to the case

Declaration

I, _____, certify that all the information given hereinabove is true, correct and complete including the attachments to this form and nothing material has been suppressed. It is further declared that no other appeal, suit, civil revision or any other legal proceedings is pending before any authority on the similar matter.

.....
Signature of Appellant

[M-11017/5/2024-DO(FC)]

VRUNDA MANOHAR DESAI, Joint Secy.

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆದೇಶಾನುಸಾರ
ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ
(ಅಭೀಫಾ ಉಸ್ತಾನಿ)
ಸಹಾಯಕ ಪ್ರಾರೋಪಕಾರ ಮತ್ತು ಪದನಿಮಿತ್ತ
ಸರ್ಕಾರದ ಉಪ ಕಾರ್ಯದರ್ಶಿ
ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು
ಶಾಸನ ರಚನೆ ಇಲಾಖೆ

PR-44

**ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನೆ ಇಲಾಖೆ
ಅಧಿಸೂಚನೆ**

ಸಂಖ್ಯೆ: ಸಂವ್ಯಶಾಇ 13 ಕೇನಿಪು 2024

ಬೆಂಗಳೂರು, ದಿನಾಂಕ: 08.08.2024.

ದಿನಾಂಕ: 21.06.2024 ರಂದು ಭಾರತ ಸರ್ಕಾರದ ಗೆಜೆಟ್‌ನ ವಿಶೇಷ ಸಂಚಿಕೆಯ Part-II-
Section-3 Sub Section (i)ರಲ್ಲಿ ಪ್ರಕಟವಾದ the Boiler (Inquiry, Adjudication and Appeal) Rules,
2024ರ Notification-GSR 339(E)ನ್ನು ಸಾರ್ವಜನಿಕರ ಮಾಹಿತಿಗಾಗಿ
ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರದಲ್ಲಿ ಮರು ಪ್ರಕಟಿಸಲಾಗಿದೆ,-

MINISTRY OF COMMERCE AND INDUSTRY
(Department for Promotion of Industry and Internal Trade)

NOTIFICATION

New Delhi, the 21st June, 2024

G.S.R. 339(E). —In exercise of the powers conferred by sub-section (1) and clauses (ca) and (cb) of sub-section (1A) of section 28A of the Boilers Act, 1923 (5 of 1923), the Central Government hereby makes the following rules, namely:-

1. Short title and commencement. —(1) These rules may be called the Boiler (Inquiry, Adjudication and Appeal) Rules, 2024.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. Definitions.—(1) In these rules, unless the context otherwise requires, —

- (a) “Act” means the Boilers Act, 1923 (5 of 1923);
- (b) “adjudicating officer” means the District Magistrate or the Additional District Magistrate authorised under sub-section (1) of section 26A of the Act;
- (c) “appellant” means a person aggrieved with an order of adjudicating officer and prefers an appeal before the appellate authority under sub-section (1) of section 26B of the Act;
- (d) “appellate authority” means an officer authorised under sub-section (1) of section 26B of the Act;
- (e) “form” means a form appended to these rules;

(2) The words and expressions used in these rules and not defined, but defined in the Act, shall have the same meanings respectively assigned to them in the Act.

3. Application.—These rules shall apply to all Union territories.

4. Complaint. —Any person including an inspector may file a complaint in Form-I through electronic means or speed post or by hand to the adjudicating officer regarding any contravention committed under section 22, 23, sub-section (1) of section 25 and 30 of the Act.

5. Holding of Inquiry. —(1) For the purpose of adjudication under section 26A of the Act whether any person has committed any contravention as specified in that section, the adjudicating officer shall, issue a notice in Form-II to such person requiring him to show cause within such period as may be specified in the notice (being not less than seven days from the date of service thereof) why an inquiry should not be held against him.

(2) Every notice under sub-rule (1) shall indicate the nature of contravention alleged to have been committed.

(3) After considering the cause, if any, shown by such person, the adjudicating officer is of the opinion that an inquiry should be held, he shall issue a notice requiring the appearance of that person personally or through a representative duly authorised by him on such date as may be fixed in the notice.

(4) On the date fixed, the adjudicating officer shall explain to the person proceeded against or his authorised representative, the contravention, committed by such person and the provision of the Act, in respect of which contravention is alleged to have been committed.

(5) The adjudicating officer shall, then, give an opportunity to such person to produce such documents or evidence under Form-III as he may consider relevant to the inquiry and if necessary, the hearing may be adjourned to a future date and in taking such evidence the adjudicating officer shall not be bound to observe the provisions of the Bhartiya Sakshya Adhiniyam, 2023 (47 of 2023).

(6) While holding an inquiry under this rule, the adjudicating officer may require and enforce the attendance of any person acquainted with the facts and circumstances of the case to give evidence or to produce any document which in the opinion of the adjudicating officer may be useful for or relevant to the subject matter of the inquiry.

(7) If any person fails, neglects or refuses to appear as required under sub-rule (3) before the adjudicating officer, the adjudicating officer may proceed with the inquiry in the absence of such person after recording the reasons for doing so.

(8) If, upon consideration of the evidence produced before the adjudicating officer, the adjudicating officer is satisfied that the person has committed the contravention, he may by order in writing, impose such penalty under the Act as he considers reasonable.

(9) Every order made under sub-rule (8) shall specify the provision of the Act in respect of which contravention has been committed and shall contain the reasons for imposing the penalty.

(10) Every order made under sub-rule (8) shall be dated and signed by the adjudicating officer.

(11) A copy of the order made under this rule and all other copies of proceedings shall be supplied free of cost to the complainant and the person against whom the inquiry was held and a copy of the order shall be forwarded to the Chief Inspector.

(12) The adjudicating officer shall complete the proceeding within six months from the issuance of the notice to the opposite party.

(13) A notice or an order issued under these rules shall be served on the person against whom an inquiry is held, in any of the following manner:

- (i) by delivering or tendering it to that person or his authorised representative; or

(ii) by sending it to the person through electronic means or by registered post or speed post to the address of his place of residence or his last known place of residence or the place where he carried on or last carried on, business or personally works or last worked for gain; or

(iii) if it cannot be served in the manner specified under clauses (i) or (ii), by affixing it on the outer door or some other conspicuous part of the premises in which that person resides or is known to have last resided or carried on business or personally works or has worked for gain.

6. Appeal. — (1) Any person aggrieved by an order of the adjudicating officer under these rules, may prefer an appeal to the appellate authority under section 26B of the Act in Form-IV.

(2) The appeal shall be filed with the appellate authority within a period of sixty days from the date of the order:

Provided that, the appeal may be admitted after the expiry of the period of sixty days, if the appellant satisfies the appellate authority that he had sufficient cause for not preferring the appeal within such period.

(3) The appeal shall be accompanied by a copy of order of adjudicating officer issued under sub-rule (8) of rule 5 and a clear statement of facts appealed against, the grounds for appeal and the relevant section of the Act.

(4) The appeal shall be filed in triplicate by the appellant in person or by his duly authorised representative in writing or by an advocate duly appointed in this behalf, or by registered post or speed post or through electronic means.

(5) The appeal sent by post shall be deemed to have been filed to the appellate authority on the day it is received.

(6) If on scrutiny, the appeal is found to be in order, it shall be admitted and if the appeal is found to be defective, the same shall, after notice to the party, be returned for compliance and if within twenty one days of receipt of such notice or within such extended time as may be granted, the defect is not rectified, the appellate authority, may, for reasons to be recorded in writing, decline to admit the appeal.

(7) A copy of the appeal shall be served by the appellate authority on the respondent, by hand or by registered post or speed post or through electronic means.

(8) Respondent may, within thirty days of service of notice of appeal, file reply to the appellate authority.

(9) The appellate authority may call for the records relating to the proceedings from the respective adjudicating officer.

(10) The appellate authority may, after giving the parties to the appeal an opportunity of being heard, pass such orders as he may consider reasonable.

(11) The appellate authority shall dispose of the appeal within sixty days from the date of admission of appeal.

7. Extension of time. — The adjudicating officer or the appellate authority may, for reasons to be recorded in writing, where there is a reasonable cause for the delay or failure to act, extend any period specified in these rules till such period as he considers reasonable

8. Order and penalties. — (1) Every order under these rules, shall be dated, signed and communicated to all the parties.

(2) All sums realised by way of penalties under these rules shall be credited to the Consolidated Fund of India

Form –I**[See rule 4]**

To

District / Additional District Magistrate

Subject: Operation of Boiler in contravention of the Boilers Act, 1923.

Sir/Madam,

It has come to the knowledge of the undersigned that contravention has been committed under section ----- of the Boilers Act, 1923 in a boiler having register number Maker No.....

owner name----- in the premises of M/s----- at-----
----- (copy of the information / report (if any) is attached).

2. The above contravention is liable for penalty under the Boilers Act, 1923. Therefore, as per the Boiler (Inquiry, Adjudication and Appeal) Rules, 2024, you are requested to take appropriate action as adjudicating officer as per section 26A of the Boilers Act, 1923 for adjudication of the contravention.

Name and address

of the complainant

Dated:

Place:

Form –II**[See sub-rule (1) of rule 5]**

To

SHOW CAUSE NOTICE**Sub: Operation of Boiler in contravention of the Boilers Act, 1923.**

Sir/Madam,

As per the complaint received in Form-I dated _____(copy enclosed), contravention has been committed under section ----- of the Boilers Act, 1923 in a boiler having register numberMaker No..... owner name----- in your premises at _____.

2. The above contravention is liable for penalty. Therefore, you are required to show cause within a period of ----- days of service of this notice, why an inquiry should not be initiated against you under section 26A of the Boilers Act, 1923 for imposition of penalty. In case, no reply is received within the given period, the further action shall be taken under the Act.

District /Additional District Magistrate &
Adjudicating Officer

<p style="text-align: center;">FORM-III</p> <p style="text-align: center;">Furnishing of document or evidence by or on behalf of the contravener</p> <p style="text-align: center;">[See sub-rule (5) of rule 5]</p>		
<p>To</p> <p>District / Additional District Magistrate</p> <p>.....</p> <p>.....</p> <p>.....</p>		
1.	<p>I/We,</p> <p>.....</p> <p>.....</p> <p>hereby give a counter statement to the complaint made in Form-I</p> <p>The grounds in which the counter statement is made are as follows: -</p> <p>.....</p> <p>.....</p>	
2.	Complete address including postal index number/code and state along with mobile number and e-mail.	
3.	Signature of the contravener or his authorised representative:	
4.	Name of the person alongwith mobile number who has signed	

FORM-IV Appeal [See sub-rule (1) of rule 6]		
To Appellate Authority,		
1.	Particular of appellant:	
	(i) Name:	
	(ii) Address for correspondence:	
	(iii) Contact No:	
	(iv) Email:	
2.	Grounds of appeal: (A copy of order of adjudicating officer to be enclosed)	
3.	Date of order of the adjudicating officer:	
4.	Statement of facts:	
I/We....., the appellant hereby declare that the facts stated herein above are correct to the best of my/our knowledge, information and belief.		
5.	Signature of appellant and date:	
6.	Name of appellant:	

[F. No. P-30015/1/2024-Boiler]

Dr. SANDHYA BHULLAR, Jt. Secy.

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆದೇಶಾನುಸಾರ
ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ
(ಅಭೀಫಾ ಉಸ್ತಾನಿ)
ಸಹಾಯಕ ಪ್ರಾರೋಪಕಾರ ಮತ್ತು ಪದನಿಮಿತ್ತ
ಸರ್ಕಾರದ ಉಪ ಕಾರ್ಯದರ್ಶಿ
ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು
ಶಾಸನ ರಚನೆ ಇಲಾಖೆ

PR-45

**ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನೆ ಇಲಾಖೆ
ಅಧಿಸೂಚನೆ**

ಸಂಖ್ಯೆ: ಸಂವ್ಯಶಾಇ 14 ಕೇನಿಪ್ರ 2024

ಬೆಂಗಳೂರು, ದಿನಾಂಕ: 08.08.2024.

ದಿನಾಂಕ: 23.06.2024 ರಂದು ಭಾರತ ಸರ್ಕಾರದ ಗೆಜೆಟ್‌ನ ವಿಶೇಷ ಸಂಚಿಕೆಯ Part-II-
Section-3 Sub Section (i)ರಲ್ಲಿ ಪ್ರಕಟವಾದ the Public Examinations (Prevention of Unfair
Means) Rules, 2024ರ Notification-GSR 342(E)ನ್ನು ಸಾರ್ವಜನಿಕರ ಮಾಹಿತಿಗಾಗಿ ಕರ್ನಾಟಕ
ರಾಜ್ಯಪತ್ರದಲ್ಲಿ ಮರು ಪ್ರಕಟಿಸಲಾಗಿದೆ,-

MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS**(Department of Personnel And Training)****NOTIFICATION**

New Delhi, the 23rd June, 2024

G.S.R. 342(E).—In exercise of the powers conferred by section 16 of the Public Examinations (Prevention of Unfair Means) Act, 2024 (1 of 2024), the Central Government hereby makes the following rules, namely: -

CHAPTER-I**PRELIMINARY**

1. **Short title and commencement.** - (1) These rules may be called the Public Examinations (Prevention of Unfair Means) Rules, 2024.

(2) They shall come into force from the date of their publication in the Official Gazette.

2. **Definitions.**- (1) In these rules, unless the context otherwise requires:-

- (a) ‘Act’ means the Public Examinations (Prevention of Unfair Means) Act, 2024 (1 of 2024);
- (b) “centre coordinator” means a representative of the public examination authority deputed at public examination centre for coordination of activities of different service providers and public examination authority; and for overseeing the compliance of all norms or standards and guidelines notified for conduct of public examinations;
- (c) “guidelines” means the guidelines notified by the Central Government from time to time;
- (d) “norms or standards” means set of mandatory requirements with regard to the conduct of public examinations, as notified by the Central Government, from time to time;
- (e) “Regional Officer” means an officer-in-charge, not below the rank of Deputy Secretary to the Government, designated for the region, by the public examination authority;
- (f) “venue-in-charge” means a person nominated by the examination conducting service provider to supervise, coordinate and manage the activities of different service providers and to ensure that the norms or standards and the guidelines notified for conduct of public examination are complied with.

(2) Words and expressions used herein but not defined and defined under any other law for the time being in force, shall have the same meaning as assigned to them in those Acts.

CHAPTER II**ENGAGEMENT OF SERVICES OF OTHER GOVERNMENT AGENCIES BY THE PUBLIC EXAMINATION AUTHORITY**

3. **Engagement of services of other government agencies by public examination authority.**- (1) When a public examination authority engages the services of another public examination authority for conduct of public examination, the latter public examination authority shall not be covered under the definition of ‘service provider’:

(2) The schools, educational institutions and other premises owned or controlled by the Central Government or State Government, Public Sector Undertakings, autonomous bodies and other Government Organisations shall not be covered under the definition of ‘service provider’.

(3) If it is established that the staff (including contractual staff) of the institutions referred to in sub rule (2) resorts to unfair means or commits an offence, he shall be dealt with in accordance with the relevant provisions of the Act.

CHAPTER-III**COMPUTER BASED TEST**

4. **Computer Based Test.**- (1) The computer based test includes activities, such as registration of candidates, allocation of centres, issue of admit cards, opening and distribution of question papers at public examination centres, evaluation and final recommendations.

(2) The opening and distribution of question papers, in relation to computer based test means downloading the question paper from the main server to the local server in the public examination centre, as authorized by the public examination authority, uploading and digitally transferring the question papers from the local server to individual computers authorised for the candidates in the concerned public examination centres.

CHAPTER-IV
NORMS, STANDARDS AND GUIDELINES FOR THE
COMPUTER BASED TEST

5. **Preparations of norms, standards and guidelines.**- (1) The National Recruitment Agency, on behalf of the Central Government, shall in consultation with the stakeholders, prepare norms, standards and guidelines for the computer based test mode of examination, which shall be notified by the Central Government.

(2) The norms, standards and guidelines shall cover physical and digital infrastructure and activities which include -

- (a) standard operating procedure for registration of public examination centres;
- (b) space requirement within the computer based test centres;
- (c) layout of the seating arrangement;
- (d) specifications and layout of computer nodes;
- (e) specifications for the server and network infrastructure;
- (f) specifications for electronic platform for conduct of computer based test;
- (g) pre-examination activities, such as pre-audit for the examination readiness of the public examination centres;
- (h) candidate check in, biometric registration, security and screening;
- (i) seat allocation;
- (j) question paper setting and loading;
- (k) invigilation in the examination;
- (l) post examination activities; checklist and declarations;
- (m) guidelines for providing scribes; and
- (n) any other activity associated with conduct of public examination.

CHAPTER-V
CENTRE COORDINATOR FOR PUBLIC EXAMINATION

6. The public examination authority may avail services of serving or retired employees of the Central Government, State Government, Public Sector Undertakings, Public Sector Banks, Government Universities, autonomous bodies and other Government Organisations for assigning duty as Centre Coordinator or any other public examination related duties.

CHAPTER-VI
REPORTING OF INCIDENTS OF UNFAIR MEANS OR OFFENCES

7. **Reporting of incidents of unfair means or offences.**- (1) If any incident of unfair means or offence in connection with the conduct of public examination occurs, the venue-in-charge shall prepare a report along with his findings in *Form 1*. The report in *Form 1* shall be sent to the Regional Officer through Centre Coordinator. If a *prima facie* case is made out for filing of First Information Report, the venue-in-charge shall take necessary action. Regional Officer may review the report received and cause appropriate action to be taken, which may include filing of First Information Report.

(2) In case, persons, below the level of Management or Board of Directors of the service provider, resort to unfair means or commit an offence or are involved in facilitating an offence, or fail to report the incident as per sub-section (2) of section 8 of the Act, the Centre Coordinator shall report the matter to the Regional Officer in *Form 2*. The Regional Officer shall enquire and if satisfied that representative of any service provider at examination center level is involved, he shall direct the Centre Coordinator to file the First Information Report. In case, the Regional Officer arrives at a conclusion that no First Information Report is required to be filed, he shall record reasons therefor.

(3) In case, the Regional Officer concludes that, *prima facie*, there is involvement of Management or Board of Directors of service provider, he shall report the details of the incident, enclosing his findings, along with *Form 2* to the public examination authority.

(4) The cases referred in sub-rule (3) shall be referred to a committee to be constituted by the public examination authority which shall examine the report of the Regional Officer and submit its findings to the public examination authority for appropriate decision.

(5) The committee referred to in sub-rule (4), shall comprise of a senior official from the public examination authority, an expert member to be nominated by the public examination authority and a member from the Ministry or Department (not below the rank of Director) to which the public examination authority reports.

(6) All incidents of unfair means or offence in connection with the conduct of public examination shall be reported to the public examination authority by Regional officer along with the details of action taken from time to time.

CHAPTER-VII

PROCEDURE TO BE FOLLOWED IN RESPECT OF PUBLIC SERVANT

8. **Procedure to be followed in respect of public servant.-** (1) The public examination authority, on receipt of report of Regional officer or otherwise, regarding the actions of a public servant deputed for conduct of public examination shall examine whether anything done in conduct of public examination by the public servant was in good faith as referred to in section 14 of the Act.

(2) A committee may be constituted by the public examination authority for the purpose of sub rule (1), which shall be headed by an officer not below the rank of Joint Secretary or equivalent and shall comprise of one senior officer from the public examination authority and an expert to be nominated by the public examination authority

(3) The Committee shall examine all relevant information and submit its finding to the public examination authority for appropriate action.

CHAPTER-VIII

MONITORING

9. Every public examination authority shall set up a mechanism for monitoring the implementation of provisions of the Act.

FORM -1

[See rule 7]

FORMAT FOR REPORTING OF UNFAIR MEANS OR OFFENCE BY VENUE IN CHARGE

PART 1: PRELIMINARY DETAILS

1. Name of public examination authority
2. Details of public examination (including date and location of centre):
3. Name and identity of complainant
(Attach copy of identity proof)
4. Date and place of occurrence of unfair means or offence:

PART 2: DETAILS OF UNFAIR MEANS OR OFFENCE

1. Details of unfair means or offence
2. Details of persons involved:

PART 3: MATERIAL (EVIDENCES) AVAILABLE

Copy of complaint, other documents, evidence or any other relevant material available with reference to the unfair means or offence

PART 4: PARTICULARS OF WITNESSES

Details (Name, address, contact details and identity proof)

PART 5: FINDINGS

1. Whether filing of First Information Report is required and reasons thereof
2. Any other recommendation/ remark
3. Date and time of sending the report to the Centre Coordinator

(Signature)

Name and complete details of Venue-In-Charge

FORM -2

[See rule 7]

FORMAT FOR USE BY CENTRE COORDINATOR FOR REPORTING OF UNFAIR MEANS OR OFFENCE IN CASE SERVICE PROVIDER OR A PUBLIC SERVANT IS INVOLVED**PART 1: PRELIMINARY DETAILS**

1. Name of public examination authority
2. Details of public examination (including date and location of centre)
3. Details of service provider
4. Name and identity of complainant (*Attach copy of Identity proof*)

PART 2: DETAILS OF UNFAIR MEANS OR OFFENCE

1. Name of person(s) of service provider involved
2. Name of the public servant(s) involved
3. Details of unfair means or offence

PART 3: MATERIAL (EVIDENCES) AVAILABLE

Copy of complaint, documents, evidence or any other material available with reference to unfair means or offence

PART 4: PARTICULARS OF WITNESSES

Details (Name, address, contact details and identity proof)

PART 5: RECOMMENDATION FOR REGIONAL OFFICER

(Signature)

Name and full details of Centre Coordinator

(Date and time of sending report to Regional Officer)

[F.No. 39020/12/2023-PP(B.I)]

MANOJ KUMAR DWIVEDI, Addl. Secy.

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆದೇಶಾನುಸಾರ
ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ
(ಅಭೀಫಾ ಉಸ್ತಾನಿ)
ಸಹಾಯಕ ಪ್ರಾರೂಪಕಾರ ಮತ್ತು ಪದನಿಮಿತ್ತ
ಸರ್ಕಾರದ ಉಪ ಕಾರ್ಯದರ್ಶಿ
ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು
ಶಾಸನ ರಚನೆ ಇಲಾಖೆ

PR-46

**ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನೆ ಇಲಾಖೆ
ಅಧಿಸೂಚನೆ**

ಸಂಖ್ಯೆ: ಸಂವ್ಯಶಾಇ 15 ಕೇನಿಪು 2024

ಬೆಂಗಳೂರು, ದಿನಾಂಕ: 08.08.2024.

ದಿನಾಂಕ: 28.06.2024 ರಂದು ಭಾರತ ಸರ್ಕಾರದ ಗೆಜೆಟ್‌ನ ವಿಶೇಷ ಸಂಚಿಕೆಯ Part-II-
Section-3 Sub Section (i)ರಲ್ಲಿ ಪ್ರಕಟವಾದ the Anusandhan National Research Foundation
Rules, 2024ರ Notification-GSR 353(E)ನ್ನು ಸಾರ್ವಜನಿಕರ ಮಾಹಿತಿಗಾಗಿ ಕರ್ನಾಟಕ
ರಾಜ್ಯಪತ್ರದಲ್ಲಿ ಮರು ಪ್ರಕಟಿಸಲಾಗಿದೆ,-

MINISTRY OF SCIENCE AND TECHNOLOGY**(Department of Science and Technology)****NOTIFICATION**

New Delhi, the 28th June, 2024

G.S.R. 353(E).—Whereas certain draft rules, namely, the Anusandhan National Research Foundation (Qualifications, Experience, Honorarium, Allowances, and Other Terms and Conditions of Service of Members of the Governing Board and Executive Council) Rules, 2023; the Anusandhan National Research Foundation (Qualifications, Experience, Salary, Allowances, and Other Terms and Conditions of Service of Chief Executive Officer) Rules, 2023; the Anusandhan National Research Foundation (Form of Annual Statement of Accounts) Rules, 2023 and the Anusandhan National Research Foundation (Budget and Annual Report) Rules, 2023, were published as required by sub-section (1) of section 23 of the Anusandhan National Research Foundation Act, 2023 (25 of 2023), in the notification of the Government of India in the Ministry of Science and Technology numbers G.S.R. 85 (E), G.S.R. 86 (E), G.S.R. 87 (E), G.S.R. 88 (E), dated the 2nd February, 2024, in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i), dated the 2nd February, 2024 for inviting objections and suggestions from all persons likely to be affected thereby;

And whereas, the objections or suggestions received in respect of the said draft rules have been considered by the Central Government;

Now, therefore, in exercise of the powers conferred by sub-section (1) read with clauses (a), (b), (c), (g), (h), (i) and (j) of sub-section (2) of section 23 of the Anusandhan National Research Foundation Act, 2023 (25 of 2023), the Central Government hereby makes the following rules, namely: —

1. Short title and commencement. — (1) These rules may be called the Anusandhan National Research Foundation Rules, 2024.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. Definitions. — (1) In these rules, unless the context otherwise requires, —

- (a) ‘Act’ means the Anusandhan National Research Foundation Act, 2023 (25 of 2023);
 - (b) “annual report” means the annual report prepared by the Executive Council under section 15 of the Act;
 - (c) “budget” means the budget prepared by the Executive Council under section 14 of the Act;
 - (d) “Form” means the forms appended to these rules;
 - (e) “President” means a President of the Governing Board referred to in clause (a) of sub-section (2) of section 5 of the Act;
 - (f) “Schedule” means the Schedule appended to these rules;
 - (g) “Year” means a financial year beginning on the 1st day of April and ending on 31st day of March of the immediately following year.
- (2) Words and expressions used herein and not defined but defined in the Act shall have the same meanings as assigned to them in the Act.

3. Qualifications and experience of Members of Governing Board. — (1) The Members to be nominated or appointed under clause (a) of sub-section (3) of section 5 of the Act shall be Members of the Prime Minister’s Science, Technology and Innovation Council.

- (2) The Members to be nominated or appointed under clause (b) of sub-section (3) of section 5 of the Act shall be a person who has previously occupied or currently occupies a position of leadership at a business organisation or an industry.
- (3) The Member to be nominated or appointed under clause (c) of sub-section (3) of section 5 of the Act shall possess adequate experience in the field of humanities and social sciences.
- (4) The Members to be nominated or appointed under clause (d) of sub-section (3) of section 5 of the Act shall hold the position of head of a national laboratory or research or academic institution engaged in scientific and technological research and development, or senior scientist or senior faculty member in such institution, with adequate experience.
- (5) The Members to be nominated or appointed under clause (e) of sub-section (3) of section 5 of the Act shall possess a doctorate degree or other specialised educational qualification in one or more of the following fields, —
 - (i) health;

- (ii) mathematical and physical sciences;
- (iii) biological sciences;
- (iv) engineering and technology;
- (v) innovation and partnership;
- (vi) computer and information sciences and engineering,

and shall have adequate experience in the field.

4. Qualification and experience of Members of Executive Council. — The Members to be nominated or appointed under clause (b) of sub-section (3) of section 7 of the Act shall —

- (a) possess doctorate degree or other specialised qualification in the fields of science and technology in academia, philanthropic sector, research laboratories or industries; and
- (b) have adequate experience in the field.

5. Term of office of Members of Governing Board or Executive Council. — The Members of the Governing Board or Executive Council shall ordinarily hold office for a period of three years from the date of appointment, and shall be eligible for reappointment.

6. Allowances for Members of Governing Board or Executive Council appointed. — (1) Every Member of the Governing Board nominated or appointed under sub-section (3) of section 5 of the Act or Executive Council nominated or appointed under clause (b) of sub-section (3) of section 7 of the Act, attending the meeting of the Governing Board or Executive Council whichever may be appropriate or for performing the functions of the Governing Board or Executive Council, shall be entitled to draw sitting fees, travelling and daily allowances and such other allowances as are admissible to Secretary to the Government of India.

7. Procedure for selection of Chief Executive Officer. — (1) The President shall appoint the Chief Executive Officer based on the recommendations of a Search-cum-Selection Committee.

(2) The President shall constitute a Search-cum-Selection Committee for recommending a panel of names for appointment of the Chief Executive Officer.

8. Qualifications and experience of Chief Executive Officer. — (1) A person being considered for appointment as Chief Executive Officer shall possess —

- a) a masters' degree in science, or a bachelor's degree in engineering or medicine, or a masters' degree in management, with proven track record of research, or innovation, or technology development; and
- b) at least twenty years of experience as, —
 - (i) a faculty or scientist in a recognised national or international university, or government department or research institution, or research laboratory of the Government or a company; or
 - (ii) a senior managerial level in a company, with five years of experience in managing research and development programmes or projects.
- (2) A person considered for appointment under sub-rule (1) shall be appointed by direct recruitment or deputation/absorption including short-term contract.
- (3) A person considered for appointment under sub-rule (1) shall not exceed sixty five years of age at the time of initial appointment.

9. Term of office of Chief Executive Officer. — The Chief Executive Officer of the Foundation shall hold office for a period of three years from the date of assumption of charge, and shall be eligible for reappointment on such terms and conditions which may be determined from time to time:

Provided that no person above the age of seventy years shall occupy the office of the Chief Executive Officer.

10. Conditions of service of Chief Executive Officer. — (1) Person from the Central Government or State Government or universities or recognised research institutions or Semi Government or statutory or autonomous organisations in India, appointed as the Chief Executive Officer on deputation shall be paid a salary and allowances of such amount, as may be applicable to Secretary to the Government of India. Terms and conditions of such appointment shall be as per the extant rules applicable to deputation.

(2) Person from industry or private sector or overseas institution or Non-Government Organisation, or any other person not covered under sub-rule (1), appointed as the Chief Executive Officer, shall be given the following options, namely: —

(a) a salary and allowances of such amount, as may be applicable to Secretary to the Government of India; or

(b) a consolidated salary of sixty six lakh rupees (fixed) per annum which may be revised from time to time by the Central Government:

Provided that the person who is in receipt of any pension from the Central Government or State Government, the pay of such person shall be reduced by the gross amount of pension drawn by him.

(3) The Chief Executive Officer referred to in sub-rule (1) or clause (a) of sub-rule (2), shall be eligible for allotment of the Central Government residential accommodation in the general pool on the same terms as are admissible to Secretary to the Government of India.

11. Leave, traveling and other allowances. — The Chief Executive Officer shall be entitled to leave, traveling and other allowances as admissible to Secretary to the Government of India.

12. Entitlement to Central Government Health Scheme. — The Chief Executive Officer of the Foundation shall be entitled to the benefits of the Central Government Health Scheme on the terms and conditions laid down by the Central Government in this behalf.

13. Functions of Chief Executive Officer. — The Chief Executive Officer shall be responsible for the efficient administration of the Foundation, and shall have the powers of general superintendence, direction and control in respect of all matters of the Foundation.

14. Form for preparation of budget. — The Executive Council shall, prepare the budget, as approved by the Governing Board, for each financial year in Form 'A' specified in the Schedule appended to these rules and submit the same to the Central Government by 31st October of every year.

15. Preparation and furnishing of the annual report. — (1) The Executive Council shall prepare once a year an annual report and submit a copy of the same to the Central Government, giving a true and full account of the Foundation's activities during the previous financial year in Form 'B' specified in the Schedule, appended to these rules.

(2) The Executive Council may also include in the annual report any other item, not included in Form 'B' specified in the Schedule, if so required to give a full account of the Foundation's activities.

(3) The Executive Council, shall forward the annual report to the Central Government within a period of one hundred and eighty days immediately following the close of the year for which it has been prepared for laying before each house of Parliament.

16. Annual statement of accounts and other relevant records. — (1) At the end of every financial year, the Executive Council shall prepare its annual statements of accounts, balance sheet, income and expenditure account, and receipt and payment account in the Forms of financial statement as prescribed for such statutory bodies of the Government of India.

(2) The approved statement of accounts of the Foundation shall be forwarded by the Executive Council to the Comptroller and Auditor General of India or any other person appointed by him on his behalf, for the purposes of audit, within three months of the end of the financial year.

(3) The annual statement of accounts of the Foundation, as certified by the Comptroller and Auditor General of India or any other person appointed by him on his behalf, along with the audit report thereon for every financial year shall be forwarded by Executive Council to the Central Government, for laying before each House of Parliament.

17. Maintenance of accounts. — The Executive Council shall preserve the balance sheet, the income and expenditure account, and the receipt and payment account referred to in sub-rule (1) of rule 16, for a period of at least five years, following the year to which they relate.

18. Power to relax. — Where the Central Government is of the opinion that it is necessary or expedient so to do, it may, by order and for reasons to be recorded in writing, relax any of the provisions of these rules.

19. Matters with respect to which no provision has been made. - Matters with respect to which no express provision has been made in these rules, shall be referred to the Central Government for its decision.

20. Interpretation. — If any queries relating to the interpretation of these rules arise, they shall be decided by the Governing Board.

SCHEDULE

Form 'A'

[See rule 14]

Part I

ANUSANDHAN NATIONAL RESEARCH FOUNDATION

Statement of Budget Estimates

Plan Budget (All figures in Rs. lakh)

Revised Estimates for the year: (current year) and Budget Estimates for the year: (next year)

Sl. No.	Item or Head	Actual Expenditure (last financial year)	Budget Estimates (current financial year)	Proposed Revised Estimates (current financial year)	Proposed Budget Estimates (next financial year)
1.	SALARY				
	1.1 Pay and allowances				
	1.2 Contribution to National Pension Scheme				
	1.3 Contribution to Central Provident Fund				
	1.4 Leave Travel Concession				
	1.5 Medical Claim				
	1.6 Gratuity				
	1.7				
2.	OFFICE EXPENSES				
	2.1 Stationery				
	2.2 Telephone				
	2.3 Electricity				
	2.4 Water				
	2.5 Procurement of furniture				
	2.6 Vehicles				
	2.7 Maintenance				
	2.8 Internet, e-services				

Sl. No.	Item or Head	Actual Expenditure (last financial year)	Budget Estimates (current financial year)	Proposed Revised Estimates (current financial year)	Proposed Budget Estimates (next financial year)
	2.9				
3.	Minor Works				
4.	Major Works				
5.	Domestic Travel				
6.	Foreign Travel				
7.	Rent, Rates and Taxes				
8.	Long Term Advances				
9.	Other Administrative Expenses				
10.	Advertisements and Publicity				
11.	Publications				
12.				
13.				
	TOTAL				

Part II
ANUSANDHAN NATIONAL RESEARCH FOUNDATION
Receipts and Expenditure (All figures in Rs. lakh)
Revised Estimates for the year: (current year)

Receipts

Sl. No.	Particulars	Revised Estimates (current year)
1.	Opening balance	
2.	Grants or Receipts from the sources specified under section 13 of the Act	
3.	Grants or Receipts from other sources	
4.	Interest from bank	
5.	Miscellaneous Receipts	
	5.1 Guest House	
	5.2 License fees	
	5.3 Patents and royalties	
	5.4	
	TOTAL	

Expenditure

Sl. No.	Particulars	Revised Estimates (current year)
1.	Capital Expenditure	
2.	Revenue Expenditure	

Form 'B'
[See rule 15]
THE ANNUAL REPORT

(a) *The Foundation*

- (1) Composition of the Governing Board
- (2) Composition of the Executive Council
- (3) Organisational Chart and composition of and various Committees
- (4) Meetings of the Governing Board, Executive Council and other Committees held
- (5) Reports on activities of various Committees

(b) The Programmes

- (1) Major Programmes Supported
- (2) Major Schemes and Initiatives
- (3) Extramural Research Projects or Programmes funded
- (4) Important Research Highlights
- (5) Fellowships or Scholarships supported
- (6) Conferences or Seminars supported
- (7) International Programmes

(c) The Output

- (1) Number of papers or publications or reports emanating out of projects
- (2) Technologies or products emanating out of projects

(d) The Budget and Finance

- (1) Audited Financial Statements
- (2) Balance available in the Anusandhan National Research Foundation Fund, Innovation Fund, and Science and Engineering Research Fund.

[F. No. DST/ANRF/Z-02/2023]

A. DHANALAKSHMI, Jt. Secy.

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆದೇಶಾನುಸಾರ
ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ
(ಅಭೀಫಾ ಉಸ್ತಾನಿ)
ಸಹಾಯಕ ಪ್ರಾರೂಪಕಾರ ಮತ್ತು ಪದನಿಮಿತ್ತ
ಸರ್ಕಾರದ ಉಪ ಕಾರ್ಯದರ್ಶಿ
ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು
ಶಾಸನ ರಚನೆ ಇಲಾಖೆ

PR-47

**ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನೆ ಇಲಾಖೆ
ಅಧಿಸೂಚನೆ**

ಸಂಖ್ಯೆ: ಸಂವ್ಯಶಾಇ 16 ಕೇನಿಪು 2024

ಬೆಂಗಳೂರು, ದಿನಾಂಕ: 08.08.2024.

ದಿನಾಂಕ: 01.03.2024 ರಂದು ಭಾರತ ಸರ್ಕಾರದ ಗೆಜೆಟ್‌ನ ವಿಶೇಷ ಸಂಚಿಕೆಯ Part-II-
Section-3 Sub Section (i)ರಲ್ಲಿ ಪ್ರಕಟವಾದ the Press and Registration of Periodicals Rules,
2024ರ Notification-GSR 151(E)ನ್ನು ಸಾರ್ವಜನಿಕರ ಮಾಹಿತಿಗಾಗಿ ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರದಲ್ಲಿ
ಮರು ಪ್ರಕಟಿಸಲಾಗಿದೆ,-

MINISTRY OF INFORMATION AND BROADCASTING

NOTIFICATION

New Delhi, the 1st March, 2024

G.S.R. 151(E).—Whereas, the Draft Press and Registration of Periodicals Rules, 2024 was published *vide* notification of the Government of India in the Ministry of Information and Broadcasting number S.O. 73(E), dated the 5th January, 2024 inviting comments /suggestions from stakeholders and general public on these draft Rules, proposed to be issued under the powers conferred under section 19 of the Press and Registration of Periodicals Act, 2023 (51 of 2023) before expiry of thirty days from the publication of the said notification;

And whereas, copies of the said Gazette were made available to the public on the 5th January, 2024;

And whereas, the comments and suggestions received within the said period from the public and stakeholders in respect of the said draft rules have been duly considered by the Central Government;

Now, therefore, in exercise of the powers conferred by section 19 of the Press and Registration of Periodicals Act, 2023, the Central Government hereby makes the following rules, namely: -

1. Short title, extent and commencement. - (1) These rules may be called the Press and Registration of Periodicals Rules, 2024.

(2) They shall come into force from the date of their publication in the Official Gazette.

2. Definitions. - (1) In these rules, unless the context otherwise requires, -

- (a) “Act” means the Press and Registration of Periodicals Act, 2023 (51 of 2023);
- (b) “Bharat Kosh” means the online service window of the Government of India to deposit any fees or fine or other money into the Government Account;
- (c) “Central Bureau of Communication” means the attached office of the Central Government for dissemination of information on Government policies and programmes through advertising and outreach activities using various vehicles of communication including, audio-visual, print, electronic, digital, exhibitions and outdoor activities;
- (d) “entity” means an entity referred to in section 4 of the Act;
- (e) “Financial year” means the period beginning from the 1st day of April and ending on the 31st day of March every year;
- (f) “National Single Window System” means the digital platform of the Central Government (<https://www.nsws.gov.in>) to guide persons in identifying and applying for various approvals, permissions and registrations;
- (g) “Press Information Bureau” means the attached office of the Central Government to disseminate information to print, electronic and social media on Government policies, programmes, initiatives and achievements, through

various interventions and activities including press releases, press notes, feature articles, backgrounders, press briefings, interviews, press conferences and press tours;

(h) “Press Sewa Portal” means the online portal of the Press Registrar General for receiving various applications, intimations, and such other documents, including the following, namely: -

- (i) intimation by printer of a periodical;
- (ii) registration of facsimile edition of a foreign periodical;
- (iii) application by a publisher for obtaining a certificate of registration of a periodical;
- (iv) application for revision of certificate of registration;
- (v) application for transfer of ownership of certificate of registration;
- (vi) furnishing annual statement by the publisher of a periodical;
- (vii) guidelines for title allotment;
- (viii) procedure for desk audit for verification of circulation of a periodical.

(2) All other words and expressions used herein and not defined but defined in the Act shall have the same meanings respectively assigned to them in the Act.

3. Intimation by a printer.- (1) A printer of a periodical shall, within thirty days of starting a printing press of a periodical, send an intimation on the Press Sewa Portal along with the particulars and documents specified therein, to the Press Registrar General and the specified authority within whose jurisdiction the printing press is situated.

(2) Where, after sending the intimation under sub-rule (1), any changes take place in the particulars mentioned in the intimation, the printer shall inform the Press Registrar General and the specified authority of the changes of the particulars.

(3) Where the change in particulars involves change in location of the printing press falling under the local jurisdiction of another specified authority, the printer shall send a fresh intimation on the Press Sewa Portal to the Press Registrar General and the new specified authority, and also inform the original specified authority.

4. Registration of facsimile edition of a foreign periodical. - (1) Any entity which intends to publish a facsimile edition of a foreign periodical in India shall apply on the National Single Window System for obtaining approval from the Central Government for such publication, along with all particulars, documents and fee specified therein, in accordance with the guidelines available on that system.

(2) The Central Government shall, after seeking such additional information, as it deems necessary, grant approval to the entity for publication of the facsimile edition, subject to such terms and conditions as the Central Government may deem fit and communicate the same to the entity on the National Single Window System.

(3) Where the Central Government is of the opinion that approval cannot be granted, it shall by a written order convey its decision, along with reasons for refusal, and communicate the same to the entity on the National Single Window System.

(4) The entity shall, within fifteen days of grant of approval under sub-rule (2), make an application to the Press Registrar General on the Press Sewa Portal for the grant of certificate of registration for publication of the facsimile edition of the foreign periodical in India, along with such documents as may be specified on the Press Sewa Portal, and a fee of rupees ten thousand payable to Bharat Kosh through any mode of payment specified therein.

(5) The Press Registrar General shall verify the application, and after satisfying itself of the correctness of the application and of the additional information, if any, obtained from the entity and taking into consideration the comments, if any, of the Central Government, issue a certificate of registration to the entity for the publication in India of facsimile edition of the foreign periodical.

(6) The entity shall commence publication of the facsimile edition in India only after it is granted a certificate of registration under sub-rule (5) and if the entity has commenced publication of facsimile edition before grant of certificate, the Press Registrar General may refuse to grant certificate of registration to such entity and inform the Central Government of such publication.

(7) The Central Government may on its own or based on information received from the Press Registrar General or any other authority regarding publication of the facsimile edition in India before the grant of certificate of registration under sub-rule (5), suspend or cancel the approval granted by it to such entity under sub-rule (2).

5. Grant of certificate of registration of a periodical. - (1) A publisher intending to start a periodical shall make an online application to the Press Registrar General on the Press Sewa Portal along with such documents as may be specified therein and a fee of rupees one thousand payable to Bharat Kosh through any mode of payment specified therein, while ensuring adherence to the guidelines on title allotment issued by the Press Registrar General, available on the Press Sewa Portal.

(2) The application under sub-rule (1) which is addressed to the Press Registrar General shall also be endorsed to the specified authority within whose local jurisdiction the periodical is proposed to be published and sent online from the Press Sewa Portal.

(3) Upon successful uploading of the application, the Press Sewa Portal shall generate an acknowledgement along with a unique ten-digit alphanumeric Applicant Reference Number, and the publisher and the Press Registrar General shall use the Applicant Reference Number for all future correspondences and references.

(4) Where the publisher intends to make any corrections or remove any omissions or error in the application furnished under sub-rule (1), he may do so within five days of furnishing such application.

(5) If on verification of the application, the Press Registrar General finds any deficiencies, he shall, within seven working days of receipt of the application, and the further time specified under sub-rule (4), issue an online communication to the publisher specifying the deficiencies.

(6) The publisher shall, within a period not exceeding thirty days of receiving the communication referred to in sub-rule (5), remove all deficiencies by submitting all requisite details and particulars on the Press Sewa Portal and failure to do so within the specified period of thirty days shall render the application liable to be rejected by the Press Registrar General.

(7) The Press Registrar General shall, after verifying the application and taking into consideration comments, if any, received from the specified authority on the Press Sewa Portal and the guidelines regarding admissibility of the title, is satisfied that -

(a) the deficiency has been removed, issue a certificate of registration to the publisher in the format specified in the Press Sewa Portal, and endorse a copy thereof to the specified authority;

(b) the application remains deficient or the deficiencies have not been removed by the publisher within the specified time, issue an online communication to the publisher providing the reasons as to why registration may not be granted and afford ten days' time to the publisher to submit a reply thereto on the Press Sewa Portal.

(8) The Press Registrar General may, after taking into consideration the written reply of the publisher under clause (b) of sub-rule (7), either grant or refuse to grant the certificate of registration of the periodical:

Provided that where the Press Registrar General decides that registration shall be not granted, he shall pass a speaking order specifying the grounds and reasons for the same and communicate it to the publisher on the Press Sewa Portal.

6. Revision of particulars of certificate of registration. - (1) If any revision in the particulars of the certificate of registration granted to a publisher under Rule 5 is required, such publisher may make an application to the Press Registrar General on the Press Sewa Portal, along with documents specified therein and a fee of rupees one thousand payable to Bharat Kosh through any mode of payment specified therein.

(2) The particulars for which an application for revision of the certificate may be made by the publisher may include: -

(a) the language of the periodical;

(b) the title of the periodical;

(c) the editor of the periodical;

(d) the printing press of the periodical;

(e) the place of publication of the periodical within the State or Union Territory;

(f) the periodicity of the periodical.

(3) If, on the verification of the application made under sub-rule (1), the Press Registrar General finds that there is change in the specified authority due to change in the place of publication under clause (e) of sub-rule (2), he shall, within a period of sixty days from the date of receipt of the application, obtain comments of the specified authority under whose jurisdiction the new place of publication is located, and on being satisfied of the correctness of all particulars in the application, issue a revised certificate of registration in respect of the periodical preferably within fifteen working days of obtaining comments of the specified authority, and endorse a copy to the specified authority.

(4) If the owner of a periodical to whom certificate of registration is granted under rule 5 intends to change the publisher, the new publisher shall make an application for a revised certificate of registration and all the provisions of rule 5 shall apply.

7. Transfer of ownership of periodical.-(1) Where the owner of a periodical in respect of which certificate of registration has been granted under rule 5 intends to transfer the ownership of that periodical to any other person or entity, such person or entity being the transferee, may apply for change of ownership of the periodical by making an application to the Press Registrar General on the Press Sewa Portal along with the documents specified therein and a fee of rupees one thousand payable to Bharat Kosh through any mode of payment specified therein.

(2) The application made under sub-rule (1) shall also be endorsed by the transferee to the specified authority within whose local jurisdiction the principal place of business of the transferee is situated, and sent online to the specified authority from the Press Sewa Portal.

(3) The Press Registrar General shall verify the application and obtain comments of the new specified authority within a period of sixty days from the date of receipt of application and after being satisfied of the correctness of the application, grant permission for change of ownership of the periodical.

(4) If after taking into consideration the comments of the specified authority and other factors, the Press Registrar General is of the opinion that permission for change of ownership may not be granted, he shall issue an online communication to the owner providing reasons as to why such change of ownership may not be granted and afford ten days' time to the owner to submit a written reply thereto.

(5) The Press Registrar General may, after taking into consideration the written reply of the owner, either permit the change in ownership and issue a written permission for the change on the Press Sewa Portal, or refuse to grant permission for change in ownership:

Provided that where the Press Registrar General decides that permission for change of ownership may be not granted, he shall pass a speaking order specifying the grounds and reasons for the same and communicate it to the owner of the periodical.

(6) Where the application for transfer is limited only to the change in ownership of the periodical, the Press Registrar shall issue a revised certificate of registration:

Provided that where the change in ownership involves change in any other particulars of the periodical, the publisher or the new publisher, as the case may be, shall make an application for grant of registration in the manner provided in rule 5, within thirty days of the receipt of the permission for change of ownership granted under sub-rule (3).

(7) Where the owner of a periodical is a company registered under the Companies Act, 2013 (18 of 2013) and the shareholding pattern of the company undergoes any change from the shareholding pattern at the time of grant of certificate of registration of the periodical under these rules, the authorised person in the company shall intimate the Press Registrar General on the Press Sewa Portal of the changes made, giving full details of the names, address and other particulars of the new shareholders, along with such other documents specified in the Press Sewa Portal.

8. Discontinuation of a periodical.—Where an owner of a periodical, who has been granted a certificate of registration under these rules decides to discontinue the publication of the periodical, he shall, within six months of such discontinuation, send an online intimation to the Press Registrar General and the specified authority, on the Press Sewa Portal.

9. Annual statement.—(1) A publisher who has been granted a certificate of registration under these rules shall furnish an annual statement by the 31st May of a calendar year, in respect of the preceding financial year, on the Press Sewa Portal, containing the particulars and documents specified on that Portal.

(2) Where the publisher, due to circumstances beyond his control, is unable to furnish the annual statement within the time mentioned in sub-rule (1), he may, with the prior approval of the Press Registrar General, furnish the annual statement within such extended period as the Press Registrar General may permit, having regard to the circumstances for such delay but no such extension shall be granted beyond 31st December of the calendar year.

10. Delivery of periodicals.—(1) The publisher shall, within forty-eight hours of publication of a newspaper, upload the electronic version of the newspaper on the Press Sewa Portal.

(2) The publisher in a State or Union Territory shall deliver the physical copy of the newspaper to the office of the Press Information Bureau located in that State or Union Territory in which the paper is being published, by the fifth day of every month for the all the days for which the newspaper is published during the preceding month:

Provided that the publisher may deliver a copy of the newspaper to the office of the Press Information Bureau at a more frequent interval.

Provided further that in a State or Union Territory where there is no office of Press Information Bureau, the Press Registrar General shall authorise an officer under the Central Government in the Ministry of Information and Broadcasting in that State or Union Territory for receiving the newspaper from the publisher.

(3) The newspapers published in the National Capital Territory of Delhi Region will be delivered at the office of the Press Registrar General in New Delhi.

(4) The publisher in a State or Union Territory shall deliver the physical copy of the newspaper to such office of the State Government or the Union Territory administration so authorised for the purpose by that State Government or the Union Territory administration, by the fifth day of every month for all the days for which the newspaper is published during the preceding month:

Provided that the publisher may deliver a copy of the newspaper to the office so authorised by the State Government or Union Territory administration, at a more frequent interval.

(5) Compliance of sub-rules (1) to (4) shall be taken into consideration for the purpose of ascertaining whether the newspaper is being published continuously.

11. Verification of circulation figure of a periodical by the Press Registrar General. -(1) The Press Registrar General may verify the circulation figure of a periodical, in the manner laid down under this rule, in respect of the following classes and category of periodicals: -

- (a) a daily newspaper, having an average circulation of twenty-five thousand copies or more each day, as reported in the annual statement furnished by such newspaper in the preceding two financial years, and is empanelled with the Central Bureau of Communication for the purpose of obtaining advertisements of the Central Government;
- (b) a daily newspaper, having an average circulation of twenty-five thousand copies or more each day, as reported in the annual statement furnished by such newspaper in the preceding two financial years, and intends to be empanelled with the Central Bureau of Communication for the purpose of obtaining advertisements of the Central Government; and
- (c) any other periodical which, in the opinion of the Press Registrar General, and for reasons to be recorded by him in writing, requires such verification, having regard to any information, reference or complaint received by him in respect of that periodical.

(2) For the purposes of verifying the circulation of a periodical referred to in sub-rule (1), the Press Registrar General or any officer of the Central Government so authorised by him, may undertake a desk audit of the information furnished by the publisher in the latest annual statement in accordance with procedure laid down in the Press Sewa Portal, and determine the circulation figure:

Provided that the Press Registrar General or the officer so authorised, may, for undertaking the desk audit, seek such information or documents as may be considered necessary, through electronic mode and the publisher shall provide such information or documents electronically:

Provided further that the desk audit shall be undertaken in a faceless manner where there is no physical interface between the publisher and the Press Registrar General or the officer authorised for undertaking the desk audit.

Explanation: For the purpose of undertaking desk audit under sub-rule (2), the latest annual statement shall be the annual statement of the periodical furnished for the immediately preceding financial year or the year immediately before that, whichever is latest.

(3) The Press Registrar General may undertake verification of the circulation of a periodical by way of physical inspection of the documents and other information and records at the business premises of the publisher and the printing press only under the following situations, namely:

- (a) where the publisher is not regularly furnishing the annual statement as required under section 12;
- (b) where the desk audit undertaken under sub-rule (2) recommends such physical verification due to exceptional circumstances, and the Press Registrar General is satisfied with such recommendations;
- (c) where, in the opinion of the Press Registrar General, and for reasons to be recorded in writing, such verification is necessary, having regard to any information, reference or complaint received by him in respect of that periodical.

[F. No. M-25013/1/2024-MUC-I]

C. SENTHIL RAJAN, Jt. Secy.

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆದೇಶಾನುಸಾರ
ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ
(ಅಭೀಫಾ ಉಸ್ತಾನಿ)
ಸಹಾಯಕ ಪ್ರಾರೋಪಕಾರ ಮತ್ತು ಪದನಿಮಿತ್ತ
ಸರ್ಕಾರದ ಉಪ ಕಾರ್ಯದರ್ಶಿ
ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು
ಶಾಸನ ರಚನೆ ಇಲಾಖೆ

PR-48

**ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನೆ ಇಲಾಖೆ
ಅಧಿಸೂಚನೆ**

ಸಂಖ್ಯೆ: ಸಂವ್ಯಶಾಇ 17 ಕೇನಿಪ್ರ 2024

ಬೆಂಗಳೂರು, ದಿನಾಂಕ: 08.08.2024.

ದಿನಾಂಕ: 13.03.2024 ರಂದು ಭಾರತ ಸರ್ಕಾರದ ಗೆಜೆಟ್‌ನ ವಿಶೇಷ ಸಂಚಿಕೆಯ Part-II-
Section-3 Sub Section (i)ರಲ್ಲಿ ಪ್ರಕಟವಾದ the National Dental Commission Rules, 2024ರ
Notification-GSR 189(E)ನ್ನು ಸಾರ್ವಜನಿಕರ ಮಾಹಿತಿಗಾಗಿ ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರದಲ್ಲಿ ಮರು
ಪ್ರಕಟಿಸಲಾಗಿದೆ,-

MINISTRY OF HEALTH AND FAMILY WELFARE**(Department of Health and Family Welfare)****(DENTAL EDUCATION SECTION)****NOTIFICATION**

New Delhi, the 13th March, 2024

G.S.R. 189(E).—In exercise of the powers conferred by sub-section (1) read with clauses (a), (b), (c), (d), (e), (f), (g), (h), (i), (j), (k), (o) and (p) of sub-section (2), of section 53 of the National Dental Commission Act, 2023 (21 of 2023), the Central Government hereby makes the following rules, namely:—

1. Short title and commencement.—(1) These rules may be called the National Dental Commission Rules, 2024.

(2) They shall come into force from the date of their publication in the Official Gazette.

2. Definitions.—(1) In these rules, unless the context otherwise requires,—

(a) “Act” means the National Dental Commission Act, 2023 (21 of 2023);

(b) “Board” means any of the Autonomous Board constituted under section 16 of the Act;

(c) “Commission” means the National Dental Commission constituted under section 3 of the Act;

(d) “Secretary” means Secretary of the Commission appointed under sub-section (1) of section 8 of the Act;

(e) “section” means section of the Act.

(2) Words and expressions used in these rules and not defined herein but defined in the Act, shall have the respective meanings assigned to them in the Act.

3. Manner of appointment of part-time Members under clause (a) of sub-section (4) of section 4.—(1) The Central Government shall appoint three part-time Members under clause (a) of sub-section (4) of section 4 on the recommendations of the Search-cum-Selection Committee for a term of four years, from amongst persons having special knowledge and professional experience of not less than twenty years in areas of management, law, medical ethics, health research, consumer or patient rights advocacy, science and technology or economics.

(2) As soon as any vacancy of a part-time Member arises, the Search-cum-Selection Committee shall, for the purpose of recommending suitable candidates, convene its meeting at the earliest but not later than three months from the occurrence of such vacancy.

(3) The Search-cum-Selection Committee shall recommend a panel of at least three names for each vacancy of a part-time Member referred to it and the persons so appointed shall serve as a Member of the Commission for a full term of four years.

4. Manner of appointment of part-time Members under clause (b) of sub-section (4) of section 4.—(1) The Central Government shall appoint ten part-time Members under clause (b) of sub-section (4) of section 4 from amongst the members of the Dental Advisory Council nominated under clauses (c) and (d) of sub-section (2) of section 11, on rotation basis, after every two years, by draw of lots on such date as may be decided by the Central Government.

(2) The draw of lots shall be conducted with paper slips of uniform size, colour and design bearing individual names of each State and Union territories, which shall be folded in such manner so as to preserve the confidentiality.

(3) There shall be separate draw boxes for the States and the Union territories out of which nine slips shall be picked up from the draw box for the States and one slip shall be picked up from the draw box of the Union territories.

(4) The draw of lots shall be conducted in the presence of the Union Health Secretary.

(5) The draw of lots at every subsequent two year interval, shall be restricted to those States or Union territories not represented as Members in the immediately preceding term.

(6) No State or Union territory shall be represented by more than one nominee in the Commission at a time.

(7) In the event of occurrence of vacancy of a Member, including by reason of death, resignation or removal, the State Government or the Ministry of Home Affairs, as the case may be, shall nominate another person in his place at the

earliest and within three months from the occurrence of such vacancy, and the person so nominated, shall be a Member only for the remaining term of two years.

5. Manner of appointment of part-time Members under clause (c) of sub-section (4) of section 4.— (1) Nine part-time Members from amongst the members of the Dental Advisory Council nominated under clause (e) of sub-section (2) of section 11, on rotation basis, after every two years, by draw of lots on such date as may be decided by the Central Government

(2) The draw of lots shall be conducted with paper slips of uniform size, colour and design bearing individual names of each State and Union territories, which shall be folded in such manner so as to preserve the confidentiality.

(3) There shall be separate draw boxes for the States and the Union territories out of which eight slips shall be picked up from the draw box for the States and one slip shall be picked up from the draw box of the Union territories.

(4) The first draw of lots shall be restricted to those States and Union territories which are not represented as part-time Members under rule 4 and the draw of lots at every subsequent two-year interval, shall be restricted to those States and Union territories not represented as Members in the immediately preceding term.

(5) The draw of lots shall be conducted in the presence of the Union Health Secretary.

(6) No State or Union territory shall be represented by more than one nominee in the Commission at a time.

(7) In the event of occurrence of vacancy of a Member, including by reason of death, resignation or removal, the State Government or the Ministry of Home Affairs, as the case may be, shall nominate another person in his place at the earliest and within three months from the date of occurrence of such vacancy and the person so nominated shall be a Member only for the remaining term of two years.

6. Manner of appointment of part-time Members under clause (d) of sub-section (4) of section 4.— (1) The Central Government shall appoint two part-time Members from amongst dental faculty of the level of Associate Professor or above, for a period of four years.

(2) The members shall be appointed on the basis of nominations invited from the Central or State or Autonomous Government Institutes.

(3) In the event of occurrence of vacancy of a Member, including by reason of death, resignation or removal, the Central or State or Autonomous Government Institute, as the case may be, shall nominate another person in his place at the earliest and within three months from the date of occurrence of such vacancy and the person so nominated shall serve as a Member for a full term of four years.

7. Nomination of experts as members of Search-cum-Selection Committee.— (1) The Central Government shall nominate the following persons as members of the Search-cum-Selection Committee under clauses (b) and (c) of sub-section (1) of section 5, namely :—

(a) three experts, possessing outstanding qualification and experience of not less than twenty-five years in the field of dental education, public health education and health research from Government Institutes;

(b) one expert, having outstanding qualifications and experience of not less than twenty-five years in the field of management or law or economics or science and technology.

(2) The persons nominated under sub-rule (1) shall serve as members of the Search-cum-Selection Committee for a term of two years.

(3) In the event of occurrence of vacancy, including by reason of death, resignation or removal, as the case may be, of any member of the Search-cum-Selection Committee under sub-rule (1), the Central Government shall nominate another person as a member at the earliest and within three months from the date of occurrence of such vacancy and the person so nominated shall remain a member in the Search Cum Selection Committee for a full term of two years.

8. Salaries and allowances payable to Chairperson and allowances payable to Members of Commission.— (1) The salary payable to the Chairperson shall be equivalent to the salary admissible to an Additional Secretary to the Government of India:

Provided that where the Chairperson is a retired person from the Government, semi-Government agency, public sector undertaking or recognised research institution, the salary payable together with the pension or pensionary value of the terminal benefits, or both, received by such Chairperson shall not exceed the last pay drawn.

(2) Where the Chairperson is in the service of the Central Government or a State Government or a Union territory Administration, his salary and allowances shall be regulated in accordance with the rules applicable to such

Chairperson in his parent cadre or department, or as per sub-rule (1), whichever is higher, and his appointment in the Commission shall be treated as being on deputation.

(3) The Chairperson and every other Member of the Commission shall be entitled to dearness allowance, travelling allowances and daily allowances appropriate to their pay at the rates admissible to officers of equivalent level in the Central Government:

Provided that dearness allowance and travelling allowance of ex officio Members shall be borne by the parent department or organisation.

(4) The Chairperson and every Member shall be his own controlling officer in respect of his bills relating to travelling allowances and daily allowances.

9. Secretary of Commission.— (1) The Central Government shall appoint a Secretary to the Commission who shall be a person of outstanding ability, proven administrative capacity and integrity and possessing the following qualifications and experience, namely:—

- (i) a post-graduate degree in any discipline preferably related to Dental or Public Health or Health Administration from any University or Institute; and
- (ii) holding analogous post on regular basis in the parent cadre or department; or
- (iii) with minimum three years' regular service in Level 13 in the pay matrix or equivalent thereto; or
- (iv) with minimum seven years' regular service in Level 12 in the pay matrix or equivalent thereto; and
- (v) having experience in the Central Government or a State Government or any statutory body or recognised organisation or institution of not less than twelve years in his related service or profession along with administrative experience of not less than five years.

(2) A person who has completed the age of fifty-five years on the date of application shall not be eligible for the post of Secretary.

(3) The salary payable to the Secretary shall be equivalent to the salary of Joint Secretary to the Government of India.

(4) The Secretary shall be entitled for dearness allowance, travelling allowances and daily allowances appropriate to his pay at the rates admissible to Joint Secretary to the Government of India.

(5) The Secretary shall hold office for a term of four years or till he attain the age of sixty years, whichever is earlier.

10. Nomination of member of Dental Advisory Council under the second proviso to clause (d) of sub-section (2) of section 11.— Where there is no Government Dental College in any State or Union territory, the State Government or in case of a Union territory, the Ministry of Home Affairs shall, nominate a person possessing the following dental qualifications and experience, as a member of the Dental Advisory Council under the second proviso to clause (d) of sub-section (2) of section 11, namely:—

- (a) a post-graduate degree in any discipline of dental sciences from a recognised University or institute;
- (b) registered with the National Register or State Register; and
- (c) having experience of not less than fifteen years in the field of dental sciences.

11. Manner of appointment of second part-time Members of Boards under sub-section (5) of section 17.— (1) The Central Government shall appoint under sub-section (5) of section 17, a second part-time Member for each of the Boards by draw of lots from amongst the Members of the Commission appointed under clause (c) of the sub-section (4) of section 4 who have given their consent to serve as second part time Member of Autonomous Board and the name of any unwilling Member shall not be included in the draw box.

(2) Three slips shall be picked from out of the nine slips in the draw box containing the names of the nine States.

(3) The name appearing in the first slip shall represent the second part-time Member of the Undergraduate and Postgraduate Dental Education Board, the name appearing in the second slip shall represent the second part-time Member of the Dental Assessment and Rating Board and the name appearing in the third slip shall represent the second part-time Member of the Ethics and Dental Registration Board.

(4) The draw of lots shall be conducted in the presence of the Union Health Secretary.

(5) The term of the second part-time Members shall be co-terminus with their membership in the Commission under clause (c) of sub-section (4) of section 4.

(6) In the event of occurrence of vacancy at any time, the Central Government shall appoint another second part-time Member in the manner provided in this rule.

12. Salaries and allowances payable to President and whole-time Members, and allowances payable to part-time Members, of Boards.—

(1) The salary of the President and whole-time Members of a Board shall be equivalent to the salary of an officer of the level of Joint Secretary to the Government of India:

Provided that where the President or a whole-time Member of a Board, is a retired person from the Government, semi-Government agency, public sector undertaking or recognised research institution, the salary payable together with the pension or pensionary value of the terminal benefits, or both, received by such President or whole-time Member shall not exceed the last pay drawn.

(2) Where the President or a whole-time Member of a Board is in the service of the Central Government or a State Government or a Union territory Administration, his salary and allowances shall be regulated in accordance with the rules applicable to such President or a whole-time Member in his parent cadre or department, or as per sub-rule (1), whichever is higher, and his appointment in the Commission shall be treated as being on deputation.

(3) The President and whole-time Members of each Board shall be entitled for dearness allowance appropriate to their pay at the rates admissible to officers of equivalent level in the Central Government.

(4) The President and every other Member of each of the Boards shall be entitled to travelling allowance and daily allowances at the rates appropriate to their pay admissible to officers of equal rank in the Central Government.

13. Sitting fee.—The ex-officio and part time Members of the Commission and the part-time Members of each Board, shall be entitled to a sitting fee of five thousand rupees for each day of sitting of the Commission or the Board as the case may be.

14. Leave.—The Chairperson and Members of the Commission appointed under clauses (a) to (d) of sub-section (4) of section 4, the Secretary to the Commission and the President and whole-time Members of each Board shall be entitled to—

(a) earned leave, half pay leave and commuted leave as admissible to Central Government servants in accordance with the Central Civil Services (Leave) Rules, 1972, as amended from time to time; and

(b) extraordinary leave as admissible to the temporary Central Government servants under the Central Civil Services (Leave) Rules, 1972, as amended from time to time.

15. Leave sanctioning authority.—(1) The Central Government shall be the authority competent to sanction leave to the Chairperson of the Commission.

(2) The Chairperson of the Commission shall be the authority competent to sanction leave to,—

(a) the Members, other than ex officio Members of Commission and the Secretary; and

(b) the President of a Board.

(3) The President of a Board shall be the authority to sanction leave to the whole-time Member of that Board.

16. Contributory Provident Fund.—The Chairperson and the President and whole-time Members of Board, —

(a) shall be governed by the provisions of the Contributory Provident Fund Rules (India), 1962 and there shall be no option to subscribe under the General Provident Fund (Central Services) Rules, 1960;

(b) shall not be entitled to additional pension and gratuity for the service rendered by them in the Board

17. Application of Central Civil Services Rules.—The Chairperson, Secretary, President and whole-time Members of the Commission and the Boards, as the case may be, shall be governed by the provisions of the Central Civil Service (Conduct) Rules during their tenure.

18. Declaration of assets, professional and commercial engagement or involvement.—The Chairperson, Secretary, President, and Members of the Commission and Boards shall—

(a) file a return of their assets and liabilities in Form A annexed to these rules;

(b) declare their professional and commercial engagement or involvement at the time of appointment, and at the time of demitting office as such Chairperson or Secretary or Member, in Form B annexed to these rules.

19. Other powers and functions of Commission. — In addition to the powers and functions of the Commission specified in section 10, the Commission shall—

- (a) undertake study to reduce the cost of dental education in the country;
- (b) suggest, among others, adoption of modern technology, intensive use of infrastructure, faculty sharing, and global best practices with a view to reduce the cost of education and make it more accessible;
- (c) decide the manner of hearing appeals against the decisions of Boards:

Provided that where an appeal is filed against the decision of a Board, the President of such Board shall not participate in the appeal proceedings;

- (d) make regulations after

- (i) consulting all State Governments, Union territory Administrations and other stakeholders, such as, association of dental professionals, association of resident dentists and patient rights bodies;

- (ii) giving wide publicity by placing draft regulations on the website of the Commission for a period of thirty days;

- (iii) taking into consideration all objections or suggestions received from the general public;

- (iv) Consulting the Legislative Department in the Ministry of Law and Justice on the final draft of the regulations through the Ministry of Health and Family Welfare;

- (e) endorse a copy of each major decision taken by the Commission to the Ministry of Health and Family Welfare through its Secretary and publish it on the website of the Commission;

- (f) furnish such information or report to the Central Government as may be required by the Central Government from time to time

20. Compensation payable to erstwhile employees of Dental Council of India.— (1) The Commission shall decide on the premature termination and compensation payable to the regular employees of the erstwhile Dental Council of India within a period of one year as provided in sub-section (5) of Section 58.

(2) An employee of the erstwhile Dental Council of India, unless continued with the Commission on contract basis, shall be paid an advance amount equivalent to three months' salary at the time of termination of his service which shall be deducted from the total compensation package.

(3) An employee of the erstwhile Dental Council of India who is not continued with the Commission, shall be paid compensation package including pensionary benefits applicable to such employee as per the terms and conditions of his service at the time of his appointment in the erstwhile Dental Council of India.

Form A

[See rule 18 (a)]

DECLARATION OF ASSETS AND LIABILITIES

Details of immovable property

Name (in block letters)	Name of District, Sub-Division, Taluk & Village or City in which property is situated (full)	Name and Details of Property, Housing, Lands and Other Buildings	Cost of construction/ Acquirement (and year when purchased) including of land in case of house	Present Value *	How acquired, whether by purchase, lease **, mortgage, inheritance, gift or otherwise with date of acquisition & name with	Annual Income from Property	Remarks
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	location & postal address)				details of person(s) from whom acquired		
Self							
Spouse							
Dependent							

DECLARATION

I, -----hereby declare that the information given above is true and correct to the best of my knowledge and belief.

In the event of any change in the information given above, I undertake to intimate the same.

Yours faithfully,

Signature/thumb impression

Date:

Form B

[See rule 18 (b)]

Declaration of professional and commercial engagements or involvement
on first appointment and at the time of demitting office

Sl.No	Relation	Name	Professional position held in last three years from the date of declarations, if any	Commercial engagements /involvement held in last three years from the date of declarations, if any
1	Self			
2	Spouse			
3	Dependent-1			
4	Dependent-2			
5.*	Dependent-3			

Date.....

Signature.....

[F. No. V.12025/94/2023-DE]

Dr. VIPUL AGGARWAL, Jt. Secy.

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆದೇಶಾನುಸಾರ
ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ
(ಅಭೀಫಾ ಉಸ್ತಾನಿ)
ಸಹಾಯಕ ಪ್ರಾರೂಪಕಾರ ಮತ್ತು ಪದನಿಮಿತ್ತ
ಸರ್ಕಾರದ ಉಪ ಕಾರ್ಯದರ್ಶಿ
ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು
ಶಾಸನ ರಚನೆ ಇಲಾಖೆ

PR-49

**ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನೆ ಇಲಾಖೆ
ಅಧಿಸೂಚನೆ**

ಸಂಖ್ಯೆ: ಸಂವ್ಯಶಾಇ 18 ಕೇನಿಪು 2024

ಬೆಂಗಳೂರು, ದಿನಾಂಕ: 08.08.2024.

ದಿನಾಂಕ: 14.03.2024 ರಂದು ಭಾರತ ಸರ್ಕಾರದ ಗೆಜೆಟ್‌ನ ವಿಶೇಷ ಸಂಚಿಕೆಯ Part-II-
Section-3 Sub Section (i)ರಲ್ಲಿ ಪ್ರಕಟವಾದ the Captive Elephant (Transfer or Transport)
Rules, 2024ರ Notification-GSR 191(E)ನ್ನು ಸಾರ್ವಜನಿಕರ ಮಾಹಿತಿಗಾಗಿ ಕರ್ನಾಟಕ
ರಾಜ್ಯಪತ್ರದಲ್ಲಿ ಮರು ಪ್ರಕಟಿಸಲಾಗಿದೆ,-

MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE

NOTIFICATION

New Delhi, the 14th March, 2024

G.S.R. 191(E).— In exercise of the powers conferred by clause (gviii) of sub-section (1) of Section 63 of the Wild Life (Protection) Act, 1972 (53 of 1972), the Central Government hereby makes the following rules, namely:-

1. **Short title and commencement.** — (1) These rules may be called the Captive Elephant (Transfer or Transport) Rules, 2024.
(2) They shall come into force on the date of their publication in the Official Gazette.
2. **Definition .-** (1) In these rules, unless the context otherwise requires,-
 - (a) "Act" means the Wild Life (Protection) Act, 1972 (53 of 1972);
 - (b) "donor State" means a State from whose jurisdiction the elephant is going to be transferred;
 - (c) "elephant" means a captive elephant in respect of which an ownership certificate has been issued under Section 42 of the Act;
 - (d) "elephant assistant" means a person engaged to assist the Mahout;
 - (e) "Form" means form appended to these rules;
 - (f) "mahout" means the person who manages the elephant;
 - (g) "owner" means a person having a valid certificate of ownership for the elephant issued under section 42 of the Act;
 - (h) "recipient State" means a State in whose jurisdiction the transfer of elephant is going to be transferred;
 - (i) "veterinary practitioner" means a person registered with the Veterinary Council of India established under the Indian Veterinary Council Act, 1984 (52 of 1984);
 (2) The words and expressions used and not defined in these rules but defined in the Act shall have the meaning respectively assigned to them in the Act.
3. **Application for Transfer of Elephant .—** An application for transfer of elephant shall be made in Form I to the officer not below the rank of Deputy Conservator of Forests having jurisdiction over the area where the elephant is registered.
4. **Inquiry by the Deputy Conservator of Forests.**-(1) On receipt of the application under rule 3, the Deputy Conservator of Forests shall:-
 - (a) obtain a certificate of a veterinary practitioner in Form II;
 - (b) conduct a detailed inquiry and physical verification of the facility where the elephant is presently housed and also the facility where the elephant is proposed to be housed in case the facility is located within his jurisdiction; and
 - (c) forward the application and report in Form III along with the report of veterinary practitioner within a period of fifteen days to the Chief Wild Life Warden.
5. **Transfer within the State.**-(1)The Chief Wild Life Warden after examination of reports may, within a period of seven days by an order in writing reject or permit the transfer of the elephant, if such elephant is proposed to be housed within the jurisdiction of the officer receiving the application under rule 3.
 - (2) The Chief Wild Life Warden shall forward the application and the reports received as per sub-rule (1)(c) of rule 4 to the officer not below the rank of Deputy Conservator of Forests having jurisdiction over the area where the elephant is proposed to be housed and is outside the jurisdiction of the officer receiving the application under rule 3, within a period of seven days.
 - (3) The concerned Deputy Conservator of Forests shall on receipt of the application and the reports in accordance with sub-rule (2) conduct a detailed inquiry and physical verification of the facility and submit report in Form III within a period of fifteen days to the Chief Wild Life Warden.
 - (4) The Chief Wild Life Warden after examination of the application and the reports may, within a period of seven days by an order in writing reject or permit the transfer.
6. **Transfer outside State.**- (1) The Chief Wild Life Warden of the donor State shall forward the application along with the reports received as per (c) of sub-rule (1) of rule 4 within a period of fifteen days to the Chief Wild Life Warden of the recipient State.
 - (2) The Chief Wild Life Warden of the recipient State shall within a period of seven days forward the application and the reports to the officer not below the rank of Deputy Conservator of Forests having jurisdiction over the area where the elephant is going to be housed.
 - (3) The concerned Deputy Conservator of Forests shall on receipt of the application and reports in

accordance with sub-rule (2) conduct a detailed inquiry and physical verification of the facility and submit report within a period of fifteen days in Form III to the Chief Wild Life Warden.

(4) The Chief Wild Life Warden of the recipient State after receipt of the reports as per sub-rule (3) shall forward his recommendations to the Chief Wild Life Warden of the donor State in Form IV within a period of fifteen days.

(5) The Chief Wild Life Warden of the donor State after examination of the reports shall, within a period of seven days by an order in writing reject or permit the transfer.

(6) The Chief Wild Life Warden of the donor State shall intimate the order of rejection or permission of transfer to the Chief Wild Life Warden of the recipient State.

7. **Terms and Conditions for transfer.**- (1) The Chief Wild Life Warden shall permit the transfer where the ownership certificate in respect of the elephant proposed for transfer existed prior to coming into force of these rules except in case of elephant borne from such elephants.

(2) The transfer of the elephant may be permitted by the Chief Wild Life Warden, in case:-

- (a) the owner is no longer in a position to maintain the elephant; or
- (b) the elephant will have a better upkeep than in the present circumstances; or
- (c) he deems it fit and proper in the circumstances of the case for better upkeep of the elephant.

(3) No transfer of an elephant shall be permissible unless genetic profile of the elephant has been entered in the electronic monitoring application of the Ministry of Environment, Forest and Climate Change.

8. **Application for Transport of elephant .-** (1) An application for transport of an elephant shall be made in Form V to the officer not below the rank of the Deputy Conservator of Forests having jurisdiction over the area where the elephant is registered.

(2) The concerned Deputy Conservator of Forests shall, on receipt of the application obtain a report of a veterinary practitioner in Form II and submit his recommendations in Form III along with the report of veterinary practitioner within a period of fifteen days to the Chief Wild Life Warden.

(3) The Chief Wild Life Warden may, on receipt of the application and reports in accordance with sub-rule (2), issue a transport permit in Form VI or reject the application by an order in writing.

(4) The Chief Wild Life Warden shall forward a copy of the transport permit to:-

(a) the concerned Deputy Conservator of Forests within the state through whose jurisdiction the elephant is to be transported; and

(b) the concerned Chief Wild Life Warden through whose jurisdiction the elephant is to be transported.

9. **Conditions for transport.**- (1) The transport of the elephant in respect of which a transport permit has been issued shall be with the following conditions that:-

- (a) the elephant shall be accompanied by a mahout and an elephant assistant;
- (b) a health certificate from a veterinary practitioner to the effect that the elephant is fit for transport and is not showing any sign of musth or infectious or contagious disease, is obtained;

(c) the transport shall be carried out after the mandatory quarantine period as advised by the veterinary practitioner is over, in case of contagious disease;

(d) the elephant shall be properly fed and given water before loading;

(e) necessary arrangements shall be made for providing food and water to the elephant en route;

(f) tranquilisers/sedatives shall be used to control nervous or temperamental elephants upon prescription by the veterinary practitioner.

10. **Validity.**- (1) The transfer of the elephant shall be effected within a period not exceeding three months from the date of grant of permission.

(2) The validity of the transport permit shall not be more than one month.

(3) No extension of validity of permission for transfer or transport permit shall be granted.

11. **Appeal .-** (1) An applicant aggrieved by the refusal of the Chief Wild Life Warden may prefer an appeal to the administrative Head of the State Forest Department of the concerned State Government within a period of sixty days from the date of receipt of the orders of the Chief Wild Life Warden by a written statement sent through registered post justifying reasons for preferring an appeal.

(2) The State Government shall pass appropriate orders on the appeal within a period of thirty days of receipt of the appeal.

Form I
[See rule 3]

Form I Application for transfer of Elephants		
1.	Name of the applicant / owner	
2.	Permanent Address	
3.	Present Address	
4.	Date of acquisition of Elephant	
5.	Name of the present owner of Elephant	
6.	Address of the owner of the Elephant	
7.	Address of the housing facility of the Elephant	
8.	Name of the Elephant (if applicable)	
9.	Microchip number of the Elephant	
10.	Age and sex of the Elephant	
11.	Whether applying for transfer within or outside state	
12.	Place of transfer	From [name of the District, State] To [Name of the District, State]
13.	Address of the transferee housing facility of the Elephant	
14.	Purpose of transfer	
15.	Any other detail	
Undertaking		
<p>I[name of the applicant] Son or Daughter or Wife of[Father's name or Husband's Name] hereby declare that all the particulars furnished by me are true to the best of my knowledge and any detail furnished above, if found to be false, shall make my application liable for rejection.</p> <p>I shall abide by all the conditions mentioned in the Captive Elephant (Transfer or Transport) Rules, 2024 and any other condition that may be imposed by the Chief Wild Life Warden.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 45%;"> <p>Date:</p> <p>Place:</p> </div> <div style="width: 50%; text-align: right;"> <p>Signature</p> <p>Name of the Applicant:</p> <p>Present Address of the Applicant:</p> </div> </div>		

List of enclosures:

1. Authorisation letter in case the applicant and owner are different
2. Copy of the present ownership certificate
3. Copy of the Aadhar Card/ Address proof of the present Owner/ Applicant
4. Registration Certificate/Certificate of incorporation in case of a Society/Company/Board etc.
5. Certificate of fitness of the Elephant from the veterinary doctor

Form II
[See sub-rules (1) (a) of Rule 4 and sub-rule (2) of rule 8]

Form II Certificate by the Veterinary practitioner		
1.	Date and Time of Examination	
2.	Name of the present owner of Elephant	
3.	Name of the Elephant (if applicable)	
4.	Microchip number of the Elephant	
5.	Age and sex of the Elephant	
6.	Address of the housing facility of the Elephant	
8.	Any other detail	
9.	Recommendations	
<p style="text-align: center;"><u>Undertaking</u></p> <p style="text-align: center;">I, Dr....., registered as a veterinary practitioner under the Veterinary Council Act, 1984, examined the above described animal on (date)..... and certify that the animal is sound/ unsound in health.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 45%;"> <p>Place:</p> <p>Date:</p> </div> <div style="width: 50%;"> <p>Signature:</p> <p>Name & Address:</p> <p>VCI Registration No.</p> <p>Email:</p> <p>Contact No:</p> </div> </div>		

Form III
[See sub-rule (1)(c) of rule 4, sub-rule (3) of rule 5, sub-rule (3) of rule 6 and sub-rule (2) of rule 8]

Form III Report of the Deputy Conservator of Forests		
1.	Name and address of the Applicant	
2.	Name and address of the present owner of Elephant	
3.	Name of the Elephant (if applicable)	
4.	Microchip number of the Elephant	
5.	Age and sex of the Elephant	
6.	Address and GPS location of the housing facility of the Elephant	
7.	Address of the transferee housing facility of the Elephant along with name of Division and District	
8.	Date of Inspection by the Deputy Conservator of Forests having territorial jurisdiction over the area	
9.	Whether all the health check up of the elephant carried out regularly	
10.	Whether the elephant is fit	
11.	Any other detail	
12.	Recommendations	
<div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 45%;"> <p>Date:</p> <p>Place:</p> </div> <div style="width: 50%;"> <p>Signature</p> <p>Name of the Officer: Designation:</p> </div> </div> <p style="margin-top: 20px;">To The Chief Wild Life Warden, Address.....</p>		

Form IV
[See sub-rule (4) of rule 6]

Form IV Recommendations of the Chief Wild Life Warden of the recipient State		
1.	Name and address of the Applicant	
2.	Name and address of the present owner of Elephant	
3.	Name of the Elephant (if applicable)	
4.	Microchip number of the Elephant	
5.	Age and sex of the Elephant	
6.	Name and address of the transferee	
7.	Address of the transferee housing facility of the Elephant along with name of Division and District	
8.	Date of Inspection (if carried out)	
9.	Recommendations	
	<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> Date: Place: </div> <div style="width: 45%; text-align: right;"> Signature Name of the Officer: Designation: </div> </div> To The Chief Wild Life Warden (Donor State), Address.....	

List of enclosures:

Recommendations of the Deputy Conservator of Forests having territorial jurisdiction over the area in recipient State in Form III.

Form V
[See sub-rule (1) of rule 8]

Form V Application for transport of Elephant(s)		
1.	Name of the Applicant / Owner	
2.	Permanent Address	
3.	Present Address	
4.	Date of acquisition of Elephant	
5.	Name of the present owner of Elephant	
6.	Address of the owner of the Elephant	
7.	Address of the housing facility of the Elephant	
8.	Name of the Elephant (if applicable)	
9.	Microchip number of the Elephant	
10.	Age and sex of the Elephant	
11.	Whether applying for transport within or outside State	
12.	Place of transport	From [name of the District, State] To [Name of the District, State]
13.	Purpose of transport	
14.	Proposed date of return to original housing facility (in case of temporary transportation)	
15.	Name and address of Mahout accompanying the Elephant	
16.	Name and address of Assistant accompanying the Elephant	
17.	Details of Mahout and Assistant at the place where the elephant is being transported	
18.	Any other detail	
<p style="text-align: center;">Undertaking</p> <p>I[name of the applicant] Son or Daughter or Wife of[Father's name or Husband's Name] hereby declare that all the particulars furnished by me are true to the best of my knowledge and any detail furnished above, if found to be false, shall make my application liable for rejection.</p> <p>I shall abide by all the conditions mentioned in the Captive Elephant (Transfer or Transport) Rules, 2024 and any other condition that may be imposed by the Chief Wild Life Warden.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 45%;"> <p>Date:</p> <p>Place:</p> </div> <div style="width: 50%;"> <p>Signature</p> <p>Name of the Applicant: Present Address of the Applicant:</p> </div> </div>		

List of enclosures:

1. Authorisation letter in case the applicant and owner are different.
2. Copy of the present ownership certificate.
3. Copy of the Aadhar Card/ Address proof of the present Owner/ Applicant.
4. Registration Certificate/Certificate of incorporation in case of a Society/Company/Board etc.
5. Certificate of fitness of the Elephant from the veterinary practitioner.
6. Copy of adhaar card of Mahout and Assistant.

Form VI [See sub-rule (3) of rule 8]		
Form VI Transport Permit for Elephant issued by the Chief Wild Life Warden		
1.	Name of the Applicant	
2.	Name of the present owner of Elephant	
3.	Name of the Elephant (if applicable)	
4.	Microchip number of the Elephant	
5.	Age and sex of the Elephant	
6.	Address of the housing facility of the Elephant	
7.	Transport permitted	a. From [date] to [date] b. From [name of District, State] To [name of District, State]
8.	Any other detail	
9.	Recommendations	

Conditions for transport:

1. The elephant for which a transport permit has been granted shall be accompanied by a mahout and an elephant assistant.
2. A health certificate from a veterinary doctor to the effect that the elephant is fit to travel by road or rail, as the case may be, and is not showing any sign of *musthor* infectious or contagious disease shall be obtained in;
3. The elephant shall be properly fed and given water before loading;
4. Necessary arrangements shall be made for feeding and watering the elephant on route;
5. Sedatives, if necessary, shall be used to control nervous or temperamental elephants only as prescribed by the veterinary practitioner.
6. Any other conditions (to be specified)

Date:
Place:

Signature

Name of the Officer:
Designation of Officer:

To,
The Name and Address of the Applicant

Copy to:

1. The Deputy Conservator of Forests having territorial jurisdiction over the area in which the elephant is registered.
2. The Deputy Conservator of Forests having territorial jurisdiction over the area through which the elephant is going to be transported.
3. The Chief Wild Life Wardens of all the states in case of inter-state transport.

[F. No. WL-1/2/2023-WL]

SUSHIL KUMAR AWASTHI, Addl. Director General of Forests and
Director, Wild Life Preservation

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ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರ, ಸೋಮವಾರ, ೧೨, ಆಗಸ್ಟ್, ೨೦೨೪

ಭಾಗ ೪

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆದೇಶಾನುಸಾರ
ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ
(ಅಭೀಫಾ ಉಸ್ತಾನಿ)
ಸಹಾಯಕ ಪ್ರಾರೂಪಕಾರ ಮತ್ತು ಪದನಿಮಿತ್ತ
ಸರ್ಕಾರದ ಉಪ ಕಾರ್ಯದರ್ಶಿ
ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು
ಶಾಸನ ರಚನೆ ಇಲಾಖೆ

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